



The Journal OF THE *House of Representatives*

Number 23

Monday, May 1, 2006

The House was called to order by the Speaker at 11:30 a.m.

Prayer

The following prayer was offered by the Reverend Gaston E. Smith of Friendship Missionary Baptist Church of Miami, upon invitation of Rep. Bendross-Mindingall:

Eternal God, our Father and our friend, we appreciatively applaud Your kindness, Your goodness, Your mercy. We thank You for who You are and we thank You for what You've already done. Now, this morning, we come as humble as we know how, to pray for our great state of Florida, to pray for the leadership in this House, to pray for the leadership in the Senate, the Governor, and all of the members of this great state. We pray for all of our residents. We pray for our children, and we ask this morning that You would give us guidance, that You would give us grace, that You would give us guardianship, and, most of all, that You would give us goodness. We thank You for Your divine direction. Be with us, and stand by us in all of our decisions. Open our minds and open our hearts, that we would be receptive and responsive to Your will and to Your way. We thank You for life, we thank You for health, and we thank You for strength. And we give You praise for another day; for this is the day that You have made. Now be with us, help us, bless the Speaker of this House, bless the members of this House. To the only wise God, our Savior, be glory, majesty, dominion, and power. We thank You and to that name that is above every name we pray. And all said, Amen.

The following members were recorded present:

Session Vote Sequence: 1003

Speaker Bense in the Chair.

Adams	Brown	Fields	Hays
Allen	Brummer	Flores	Holloway
Altman	Bucher	Galvano	Homan
Anderson	Bullard	Gannon	Hukill
Antone	Cannon	Garcia	Jennings
Attkisson	Carroll	Gardiner	Johnson
Ausley	Clarke	Gelber	Jordan
Barreiro	Coley	Gibson, A.	Joyner
Baxley	Cretul	Gibson, H.	Justice
Bean	Culp	Glorioso	Kottkamp
Bendross-Mindingall	Cusack	Goldstein	Kravitz
Bense	Davis, D.	Goodlette	Kreegel
Benson	Davis, M.	Gottlieb	Legg
Berfield	Dean	Grant	Littlefield
Bilirakis	Detert	Greenstein	Llorente
Bogdanoff	Domino	Grimsley	Lopez-Cantera
Bowen	Evers	Harrell	Machek
Brandenburg	Farkas	Hasner	Mayfield

McInvale	Porth	Russell	Stargel
Meadows	Proctor	Ryan	Taylor
Mealor	Quinones	Sands	Traviesa
Murzin	Reagan	Sansom	Troutman
Needelman	Rice	Seiler	Vana
Negron	Richardson	Simmons	Waters
Patterson	Rivera	Slosberg	Williams
Peterman	Robaina	Smith	Zapata
Pickens	Roberson	Sobel	
Planas	Ross	Sorensen	
Poppell	Rubio	Stansel	

(A list of excused members appears at the end of the *Journal*.)

A quorum was present.

Pledge

The members, led by the following, pledged allegiance to the Flag: Graydon W. Ball of Tallahassee at the invitation of Rep. Ausley; Hilty Bowen of Winter Park at the invitation of Rep. Cannon; Haley Bowen of Winter Park at the invitation of Rep. McInvale; William Bridges of Orlando at the invitation of Rep. Poppell; and Luke Brigham of Orlando at the invitation of the Speaker pro tempore.

National Anthem

The Speaker recognized Rep. Russell who introduced Daniela Serricchio, who performed the "Star Spangled Banner" a cappella.

Motion

On motion by Rep. Goodlette, the rules were waived and the privilege of the floor was granted to University of Florida Men's Basketball Coach, Billy Donovan and players, Lee Humphrey and Adrian Moss.

The Speaker recognized Rep. Pickens who introduced Coach Donovan, Lee Humphrey, Adrian Moss, and University of Florida President, J. Bernard "Bernie" Machen.

The Speaker recognized Rep. Jennings who made brief remarks and presented HR 9075 to Coach Donovan and players (previously shown in the *Journal* on pages 331-332, April 5).

Coach Donovan was recognized to make brief remarks.

House Physician

The Speaker introduced Dr. Donna Ann Zeide of Palm Beach Gardens, who served in the Clinic today upon invitation of Rep. Domino.

Correction of the Journal

The *Journal* of April 27 was corrected and approved as follows: On page 793, column 2, line 36 from the top, after "Senate" insert "after engrossment"

And on page 828, column 1, lines 8-12 from the top, delete all of said lines and insert in lieu thereof:

HJR 353—A joint resolution proposing an amendment to Section 6 of Article VII and the creation of Section 26 of Article XII of the State Constitution to increase the maximum additional homestead exemption for low-income seniors from \$25,000 to \$50,000 and to schedule the amendment to take effect January 1, 2007, if adopted.

Be It Resolved by the Legislature of the State of Florida:

That the following amendment to Section 6 of Article VII and the creation of Section 26 of Article XII of the State Constitution are agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE VII FINANCE AND TAXATION

SECTION 6. Homestead exemptions.--

(a) Every person who has the legal or equitable title to real estate and maintains thereon the permanent residence of the owner, or another legally or naturally dependent upon the owner, shall be exempt from taxation thereon, except assessments for special benefits, up to the assessed valuation of five thousand dollars, upon establishment of right thereto in the manner prescribed by law. The real estate may be held by legal or equitable title, by the entireties, jointly, in common, as a condominium, or indirectly by stock ownership or membership representing the owner's or member's proprietary interest in a corporation owning a fee or a leasehold initially in excess of ninety-eight years.

(b) Not more than one exemption shall be allowed any individual or family unit or with respect to any residential unit. No exemption shall exceed the value of the real estate assessable to the owner or, in case of ownership through stock or membership in a corporation, the value of the proportion which the interest in the corporation bears to the assessed value of the property.

(c) By general law and subject to conditions specified therein, the exemption shall be increased to a total of twenty-five thousand dollars of the assessed value of the real estate for each school district levy. By general law and subject to conditions specified therein, the exemption for all other levies may be increased up to an amount not exceeding ten thousand dollars of the assessed value of the real estate if the owner has attained age sixty-five or is totally and permanently disabled and if the owner is not entitled to the exemption provided in subsection (d).

(d) By general law and subject to conditions specified therein, the exemption shall be increased to a total of the following amounts of assessed value of real estate for each levy other than those of school districts: fifteen thousand dollars with respect to 1980 assessments; twenty thousand dollars with respect to 1981 assessments; twenty-five thousand dollars with respect to assessments for 1982 and each year thereafter. However, such increase shall not apply with respect to any assessment roll until such roll is first determined to be in compliance with the provisions of section 4 by a state agency designated by general law. This subsection shall stand repealed on the effective date of any amendment to section 4 which provides for the assessment of homestead property at a specified percentage of its just value.

(e) By general law and subject to conditions specified therein, the Legislature may provide to renters, who are permanent residents, ad valorem tax relief on all ad valorem tax levies. Such ad valorem tax relief shall be in the form and amount established by general law.

(f) The legislature may, by general law, allow counties or municipalities, for the purpose of their respective tax levies and subject to the provisions of general law, to grant an additional homestead tax exemption not exceeding ~~fifty twenty-five~~ thousand dollars to any person who has the legal or equitable title to real estate and maintains thereon the permanent residence of

the owner and who has attained age sixty-five and whose household income, as defined by general law, does not exceed twenty thousand dollars. The general law must allow counties and municipalities to grant this additional exemption, within the limits prescribed in this subsection, by ordinance adopted in the manner prescribed by general law, and must provide for the periodic adjustment of the income limitation prescribed in this subsection for changes in the cost of living.

ARTICLE XII SCHEDULE

SECTION 26. Increased homestead exemption.--The amendment to Section 6 of Article VII increasing the maximum additional amount of the homestead exemption for low-income seniors shall take effect January 1, 2007.

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT ARTICLE VII, SECTION 6 ARTICLE XII, SECTION 26

INCREASED HOMESTEAD EXEMPTION.--Proposing amendment of the State Constitution to increase the maximum additional homestead exemption for low-income seniors from \$25,000 to \$50,000 and to schedule the amendment to take effect January 1, 2007, if adopted.

The *Journal* of April 28 was corrected and approved as follows: On page 885, column 2, line 20 from the bottom, delete "1541" and insert in lieu thereof "1341"

Moment of Silence

At the request of Rep. Goodlette, the House observed a moment of silence in memory of the father of Representative Timothy M. "Tim" Ryan, former legislator A. J. "Red" Ryan, Jr., who died Sunday, in Hollywood, Florida. He was elected to the Florida House in 1956 and served for six years before being elected to the Florida Senate in 1962 and serving there until 1967.

Bills and Joint Resolutions on Third Reading

On motion by Rep. Hays, consideration of **HB 127** was temporarily postponed.

Consideration of **HJR 447** was temporarily postponed.

HB 135—A bill to be entitled An act relating to charter schools; creating s. 1002.335, F.S.; providing findings and intent; establishing the Florida Schools of Excellence Commission as a charter school authorizing entity; providing for startup funds; providing for membership of the commission; providing powers and duties of the commission, including serving as a sponsor of charter schools, approving certain entities to act as cosponsors, approving or denying applications for Florida Schools of Excellence (FSE) charter schools, and developing standards for and evaluating the performance of cosponsors and charter schools; requiring collaboration with municipalities, state universities, community colleges, and regional educational consortia as cosponsors for FSE charter schools; providing chartering authority; prescribing procedures under which a district school board may become the exclusive authority to authorize charter schools within a school district; providing for challenges to grants of exclusive authority; prescribing conditions to be considered by the State Board of Education in determining whether to grant exclusive authority; providing requirements for approval of cosponsors by the commission; providing components of required cosponsor agreements; providing causes for revocation of approval of a cosponsor; providing for FSE charter school application and review procedures; authorizing existing charter schools to apply as FSE charter schools; providing for application of specified provisions of law; requiring access to information by parents; requiring the commission to submit an annual report; requiring rulemaking; amending s. 1002.33, F.S.; providing that the sponsor of a charter school shall not be liable for civil damages for certain actions; providing that the duty to monitor a charter school shall not be the basis for a private cause of action; prescribing

limits on immunities of a charter school sponsor; providing requirements with respect to the right to appeal the denial of a charter school application; expanding a school district's immunity from assumption of contractual debts; revising provisions relating to reporting of charter school student enrollment for purposes of funding; providing appropriations and authorizing positions; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1004

Speaker Bense in the Chair.

Yeas—89

Adams	Cretul	Johnson	Poppell
Allen	Culp	Jordan	Quinones
Altman	Davis, D.	Justice	Reagan
Anderson	Davis, M.	Kottkamp	Rice
Antone	Dean	Kravitz	Rivera
Arza	Detert	Kreegel	Robaina
Attkisson	Domino	Kyle	Ross
Ausley	Farkas	Legg	Rubio
Barreiro	Flores	Littlefield	Russell
Baxley	Galvano	Llorente	Ryan
Bean	Garcia	Lopez-Cantera	Sansom
Bense	Gardiner	Machek	Simmons
Benson	Gibson, H.	Mahon	Sorensen
Berfield	Glorioso	Mayfield	Stansel
Bilirakis	Goldstein	McInvale	Stargel
Bogdanoff	Goodlette	Meadows	Traviesa
Bowen	Grant	Mealor	Troutman
Brown	Greenstein	Murzin	Waters
Brummer	Grimsley	Needelman	Williams
Cannon	Harrell	Negron	Zapata
Carroll	Hasner	Patterson	
Clarke	Hays	Pickens	
Coley	Homan	Planas	

Nays—27

Ambler	Gannon	Joyner	Seiler
Bendross-Mindingall	Gelber	Peterman	Slosberg
Brandenburg	Gibson, A.	Porth	Smith
Bucher	Gottlieb	Proctor	Sobel
Bullard	Holloway	Richardson	Taylor
Cusack	Hukill	Roberson	Vana
Fields	Jennings	Sands	

Votes after roll call:

Yeas—Evers

Nays—Brutus

Nays to Yeas—Ambler

So the bill passed, as amended, and was immediately certified to the Senate.

HB 7103—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; revising charter school purposes; modifying provisions relating to duties of sponsors, the application process, denial of an application, and review of appeals; requiring the Department of Education to provide technical assistance to charter school applicants; providing requirements relating to charter contracts; providing procedures when a state of financial emergency exists; revising provisions relating to charter terms and renewal; revising nonrenewal and termination provisions, including procedures for immediate termination; revising provisions relating to the reversion of funds; revising duties of a charter school governing body relating to audits; requiring the department to develop a uniform accountability report; providing procedures with respect to charter schools with deficiencies; requiring a school improvement plan to raise student achievement; providing for probation and corrective actions; requiring consultation with respect to conversion charter school attendance zones; revising provisions relating to payment and reimbursement to a charter school by a school district; requiring conversion charter schools to comply

with certain facility requirements under specific situations; authorizing certain zoning and land use designations for certain charter school facilities; revising exemption from assessment of fees; authorizing the department to recommend that school districts make certain space available to charter schools; providing for additional services to charter schools and revising administrative fee requirements; requiring the department to develop a standard format for applications, charters, and charter renewals; requiring legislative review of charter schools in 2010; amending s. 218.39, F.S.; requiring the governing body of a charter school to be notified of certain deteriorating financial conditions; amending s. 218.50, F.S.; modifying a short title; amending s. 218.501, F.S.; including charter schools in the statement of purpose relating to financial management; amending s. 218.503, F.S.; providing for charter schools to be subject to provisions governing financial emergencies; providing procedures; amending s. 218.504, F.S.; providing for cessation of state action related to a state of financial emergency; amending s. 11.45, F.S.; conforming provisions; amending s. 1003.05, F.S.; modifying the list of special academic programs for transitioning students from military families; providing an effective date.

—was read the third time by title.

Representative(s) Stargel offered the following:

(Amendment Bar Code: 575991)

Amendment 4 (with title amendment)—Remove line(s) 1567-1568 and insert:

Section 9. Subsection (2) of section 1011.71, Florida Statutes, is amended to read:

1011.71 District school tax.--

(2) In addition to the maximum millage levy as provided in subsection (1), each school board may levy not more than 2 mills against the taxable value for school purposes for district schools, including charter schools at the discretion of the school board, to fund:

(a) New construction and remodeling projects, as set forth in s. 1013.64(3)(b) and (6)(b) and included in the district's educational plant survey pursuant to s. 1013.31, without regard to prioritization, sites and site improvement or expansion to new sites, existing sites, auxiliary facilities, athletic facilities, or ancillary facilities.

(b) Maintenance, renovation, and repair of existing school plants or of leased facilities to correct deficiencies pursuant to s. 1013.15(2).

(c) The purchase, lease-purchase, or lease of school buses; drivers' education vehicles; motor vehicles used for the maintenance or operation of plants and equipment; security vehicles; or vehicles used in storing or distributing materials and equipment.

(d) The purchase, lease-purchase, or lease of new and replacement equipment.

(e) Payments for educational facilities and sites due under a lease-purchase agreement entered into by a district school board pursuant to s. 1003.02(1)(f) or s. 1013.15(2), not exceeding, in the aggregate, an amount equal to three-fourths of the proceeds from the millage levied by a district school board pursuant to this subsection.

(f) Payment of loans approved pursuant to ss. 1011.14 and 1011.15.

(g) Payment of costs directly related to complying with state and federal environmental statutes, rules, and regulations governing school facilities.

(h) Payment of costs of leasing relocatable educational facilities, of renting or leasing educational facilities and sites pursuant to s. 1013.15(2), or of renting or leasing buildings or space within existing buildings pursuant to s. 1013.15(4).

(i) Payment of the cost of school buses when a school district contracts with a private entity to provide student transportation services if the district meets the requirements of this paragraph.

1. The district's contract must require that the private entity purchase, lease-purchase, or lease, and operate and maintain, one or more school buses of a specific type and size that meet the requirements of s. 1006.25.

2. Each school bus must be used for the daily transportation of public school students in the manner required by the school district.

3. Annual payment for each such school bus may not exceed 10 percent of the purchase price of the state pool bid.

4. The proposed expenditure of the funds for this purpose must have been included in the district school board's notice of proposed tax for school capital outlay as provided in s. 200.065(9).

Violations of these expenditure provisions shall result in an equal dollar reduction in the Florida Education Finance Program (FEFP) funds for the violating district in the fiscal year following the audit citation.

Section 10. This act shall take effect July 1, 2006.

===== TITLE AMENDMENT =====

Remove line(s) 47 and insert:

transitioning students from military families; amending s. 1011.71, F.S.; clarifying the use of funds generated through additional millage; providing

Rep. Stargel moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of HB 7103. The vote was:

Session Vote Sequence: 1005

Speaker Bense in the Chair.

Yeas—112

Adams	Culp	Holloway	Proctor
Allen	Cusack	Homan	Quinones
Altman	Davis, D.	Hukill	Reagan
Ambler	Davis, M.	Jennings	Rice
Anderson	Dean	Johnson	Richardson
Antone	Detert	Jordan	Rivera
Arza	Domino	Joyner	Robaina
Attkisson	Evers	Justice	Roberson
Ausley	Farkas	Kottkamp	Ross
Barreiro	Fields	Kreegel	Rubio
Baxley	Flores	Legg	Russell
Bean	Galvano	Littlefield	Ryan
Bendross-Mindingall	Gannon	Llorente	Sands
Bense	Garcia	Lopez-Cantera	Sansom
Benson	Gardiner	Machek	Seiler
Berfield	Gelber	Mahon	Simmons
Bilirakis	Gibson, A.	Mayfield	Slosberg
Bogdanoff	Gibson, H.	McInvale	Smith
Bowen	Glorioso	Meadows	Sobel
Brandenburg	Goldstein	Mealor	Sorensen
Brown	Goodlette	Murzin	Stansel
Brummer	Gottlieb	Needelman	Stargel
Bullard	Grant	Negron	Taylor
Cannon	Greenstein	Patterson	Traviesa
Carroll	Grimsley	Pickens	Troutman
Clarke	Harrell	Planas	Waters
Coley	Hasner	Poppell	Williams
Cretul	Hays	Porth	Zapata

Nays—3

Bucher Kravitz Vana

Votes after roll call:

Yeas—Brutus

Yeas to Nays—Gottlieb

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

On motion by Rep. Rivera, consideration of **HB 1171** was temporarily postponed.

HB 805—A bill to be entitled An act relating to plans, policies, contracts, and programs for the provision of health care services; amending s. 408.909, F.S.; revising eligibility requirements for participation in health flex plans; amending s. 627.4236, F.S.; redefining the term "bone marrow transplant" for purposes of required coverage for certain procedures to include nonablative

therapy having life-prolonging intent; amending s. 627.642, F.S.; requiring an identification card containing specified information to be given to insureds who have health and accident insurance; requiring certain insurers to provide to certain service providers by an Internet website certain information relating to a covered person; providing criteria; specifying time requirements for such insurers to implement such requirements; amending s. 627.657, F.S.; requiring an identification card containing specified information to be given to insureds under group health insurance policies; requiring certain insurers to provide to certain service providers by an Internet website certain information relating to a covered person; providing criteria; specifying time requirements for such insurers to implement such requirements; amending s. 627.6699, F.S.; revising a provision relating to applicability and scope of the Employee Health Care Access Act; amending s. 636.204, F.S.; revising a license application provision for discount medical plan organizations; amending s. 636.206, F.S.; revising examination and investigative authority; amending s. 636.210, F.S.; providing an exception to prohibited activities; amending s. 636.216, F.S.; providing exception to review of certain charges to members of the plan; amending s. 636.218, F.S.; removing certain information from the annual report; amending s. 636.220, F.S.; revising certain minimum capital requirements of discount medical plan organizations; amending s. 636.232, F.S.; revising commission rulemaking authority; repealing s. 636.230, F.S., relating to the bundling of discount medical plans with other products; amending s. 641.31, F.S.; requiring an identification card to be given to persons having health care services through a health maintenance contract; requiring certain health maintenance organizations to provide to certain service providers by an Internet website certain information relating to a covered person; providing criteria; specifying time requirements for such health maintenance organizations to implement such requirements; amending s. 641.316, F.S.; redefining the term "fiscal intermediary services organization"; revising registration requirements for fiscal intermediary services organizations; amending ss. 383.145, 641.185, 641.2018, 641.3107, 641.3922, and 641.513, F.S.; conforming cross-references to changes made by the act; providing application; providing an effective date.

—was read the third time by title.

Representative(s) Kendrick offered the following:

(Amendment Bar Code: 042245)

Amendment 11 (with title amendment)—Between line(s) 200 and 201, insert:

Section 5. Effective July 1, 2007, and applicable to any policy issued, written, or renewed on or after such date, section 627.668, Florida Statutes, is amended to read:

627.668 Optional coverage for mental and nervous disorders required; exception.--

(1) Every insurer, health maintenance organization, and nonprofit hospital and medical service plan corporation transacting group health insurance or providing prepaid health care in this state shall make available to the policyholder as part of the application, for an appropriate additional premium under a group hospital and medical expense-incurred insurance policy, under a group prepaid health care contract, and under a group hospital and medical service plan contract, the benefits or level of benefits specified in subsection (2) for the necessary care and treatment of mental and nervous disorders, as defined in the standard nomenclature of the American Psychiatric Association, subject to the right of the applicant for a group policy or contract to select any alternative benefits or level of benefits as may be offered by the insurer, health maintenance organization, or service plan corporation provided that, if alternate inpatient, outpatient, or partial hospitalization benefits are selected, such benefits shall not be less than the level of benefits required under paragraph (2)(a), paragraph (2)(b), or paragraph (2)(c), respectively.

(2) Under group policies or contracts, inpatient hospital benefits, partial hospitalization benefits, and outpatient benefits consisting of durational limits, dollar amounts, deductibles, and coinsurance factors shall not be less favorable than for physical illness generally, except that:

(a) Inpatient benefits may be limited to not less than 30 days per benefit year as defined in the policy or contract. If inpatient hospital benefits are provided beyond 30 days per benefit year, the durational limits, dollar amounts, and coinsurance factors thereto need not be the same as applicable to physical illness generally.

(b) Outpatient benefits may be limited to \$1,000 for consultations with a licensed physician, a psychologist licensed pursuant to chapter 490, a mental health counselor licensed pursuant to chapter 491, a marriage and family therapist licensed pursuant to chapter 491, and a clinical social worker licensed pursuant to chapter 491. If benefits are provided beyond the \$1,000 per benefit year, the durational limits, dollar amounts, and coinsurance factors thereof need not be the same as applicable to physical illness generally.

(c) Partial hospitalization benefits shall be provided under the direction of a licensed physician. For purposes of this part, the term "partial hospitalization services" is defined as those services offered by a program accredited by the Joint Commission on Accreditation of Hospitals (JCAH) or in compliance with equivalent standards. Alcohol rehabilitation programs accredited by the Joint Commission on Accreditation of Hospitals or approved by the state and licensed drug abuse rehabilitation programs shall also be qualified providers under this section. In any benefit year, if partial hospitalization services or a combination of inpatient and partial hospitalization are utilized, the total benefits paid for all such services shall not exceed the cost of 30 days of inpatient hospitalization for psychiatric services, including physician fees, which prevail in the community in which the partial hospitalization services are rendered. If partial hospitalization services benefits are provided beyond the limits set forth in this paragraph, the durational limits, dollar amounts, and coinsurance factors thereof need not be the same as those applicable to physical illness generally.

(3)(a) Every insurer and health maintenance organization transacting group health insurance or providing prepaid health care in this state shall make available to the policyholder, for an appropriate additional premium, as part of the application for a group hospital and medical expense-incurred insurance policy, a group prepaid health care contract, or a group health maintenance organization contract, coverage for the treatment of serious mental illness, which treatment is determined to be medically necessary.

(b) Under group policies or contracts, inpatient hospital benefits, partial hospitalization benefits, and outpatient benefits, consisting of durational limits, dollar amounts, deductibles, and coinsurance factors, must be the same for serious mental illness as for physical illness generally. Notwithstanding the provisions of this subsection, an insurer or health maintenance organization may limit inpatient coverage to 45 days per year and may limit outpatient coverage to 60 visits per year.

(c) This subsection does not apply to any group health plan, or group health insurance covered in connection with a group health plan, for any plan year of a small employer as defined in s. 627.6699.

(d) As used in this subsection, the term "serious mental illness" means the following psychiatric illnesses as defined by the American Psychiatric Association in the most current edition of the Diagnostic and Statistical Manual: schizophrenia, schizoaffective disorder, panic disorder, bipolar affective disorder, major depressive disorder, and specific obsessive-compulsive disorder.

(e) Notwithstanding any other provisions of this section, chapter 641, s. 627.6471, or s. 627.6472, an insurer or health maintenance organization may require that the covered services required by this section be provided by an exclusive provider of health care, or a group of exclusive providers of health care, which has entered into a written agreement with the insurer or health maintenance organization to provide benefits under this section. The insurer or health maintenance organization may make the payment of such benefits, in whole or in part, contingent upon the use of such exclusive providers.

(f) The insurer or health maintenance organization may directly or indirectly enter into a capitation contract with an exclusive provider of health care or a group of exclusive providers of health care to provide benefits under this section. In providing the benefits under this section, the insurer or health maintenance organization may impose other appropriate financial incentives, peer review, and utilization requirements to reduce service costs and utilization without compromising quality of care.

(g) This subsection does not apply with respect to a group health plan or health insurance coverage offered in connection with a group health plan if the application of this subsection to a plan or coverage results in an increase in the cost under the plan or coverage of more than 2 percent, as determined and certified by an insurer's or health maintenance organization's actuary.

~~(4)(3)~~ Insurers must maintain strict confidentiality regarding psychiatric and psychotherapeutic records submitted to an insurer for the purpose of reviewing a claim for benefits payable under this section. These records submitted to an insurer are subject to the limitations of s. 456.057, relating to the furnishing of patient records.

===== TITLE AMENDMENT =====

Remove line(s) 23 and insert:

insurers to implement such requirements; amending s. 627.668, F.S.; revising provisions relating to required optional coverage for mental and nervous disorders; providing additional requirements; specifying nonapplication; providing a definition; authorizing insurers and health maintenance organizations to require certain services to be provided by certain exclusive providers; providing for a payment of benefits contingency; authorizing insurers and health maintenance organizations to enter into capitation contracts with exclusive providers for certain purposes; specifying nonapplication to certain health plans or health insurance coverages; amending s.

Rep. Gannon moved the adoption of the amendment, which failed to receive the required two-thirds vote for adoption.

Representative(s) Garcia offered the following:

(Amendment Bar Code: 065085)

Amendment 12 (with directory amendment)—Remove lines 306 through 318

===== DIRECTORY AMENDMENT =====

Remove line 290 and 291 and insert:

Section 9. Subsection (1) of section 636.216, Florida Statutes, is amended to read:

Rep. Garcia moved the adoption of the amendment, which was adopted by the required two-thirds vote.

Representative(s) Garcia offered the following:

(Amendment Bar Code: 297691)

Amendment 13 (with title amendment)—Remove lines 358 through 366

===== TITLE AMENDMENT =====

Remove lines 36 and 37 and insert:

medical plan organizations; repealing s.

Rep. Garcia moved the adoption of the amendment, which was adopted by the required two-thirds vote.

Representative Garcia offered the following:

(Amendment Bar Code: 219405)

Amendment 14 (with title amendment)—Remove lines 367 and 368 and insert:

Section 13. Section 636.230, Florida Statutes, is amended to read:

636.230 Bundling discount medical plans with insurance ~~other~~ products.-- When a marketer or discount medical plan organization sells a discount

medical plan together with any ~~insurance other~~ product, the fees for the discount medical plan must be provided in writing to the member if the fees exceed \$30 per month for access to healthcare services other than those provided by physicians licensed under chapter 458 or chapter 459 or by hospitals licensed under chapter 395 or \$60 dollars per month for healthcare services which include services provided by physicians licensed under chapter 458 or chapter 459 or by hospitals licensed under chapter 395.

===== TITLE AMENDMENT =====

Remove lines 37 through 39 and insert:

revising commission rulemaking authority; amending s. 636.230, F.S.; providing requirements with respect to the bundling of discount medical plans with insurance products; amending s. 641.31,

Rep. Garcia moved the adoption of the amendment, which was adopted by the required two-thirds vote.

Representative(s) Legg offered the following:

(Amendment Bar Code: 964871)

Amendment 15 (with title amendment)—Between lines 555 and 556, insert:

Section 22. Section 409.9102, Florida Statutes, as created by section 2 of chapter 2005-252, Laws of Florida, is reenacted and amended to read:

(Substantial rewording of section. See s. 409.9102, F.S., for present text.)

409.9102 A qualified state Long-Term Care Insurance Partnership Program in Florida.--The Agency for Health Care Administration, in consultation with the Office of Insurance Regulation and the Department of Children and Family Services, is directed to establish a qualified state Long-Term Care Insurance Partnership Program in Florida, in compliance with the requirements of s. 1917(b) of the Social Security Act, as amended.

(1) The program shall:

(a) Provide incentives for an individual to obtain or maintain insurance to cover the cost of long-term care.

(b) Provide a mechanism to qualify for coverage of the costs of long-term care needs under Medicaid without first being required to substantially exhaust his or her assets, including a provision for the disregard of any assets in an amount equal to the insurance benefit payments that are made to or on behalf of an individual who is a beneficiary under the program.

(c) Alleviate the financial burden on the state's medical assistance program by encouraging the pursuit of private initiatives.

(2) The Agency for Health Care Administration, in consultation with the Office of Insurance Regulation and the Department of Children and Family Services, and in accordance with federal guidelines, shall create standards for long-term care partnership program information distributed to individuals through insurance companies offering approved long-term care partnership program policies.

(3) The Agency for Health Care Administration is authorized to amend the Medicaid state plan and adopt rules pursuant to ss. 120.536(1) and 120.54 to implement this section.

(4) The Department of Children and Family Services, when determining eligibility for Medicaid long-term care services for an individual who is the beneficiary of an approved long-term care partnership program policy, shall reduce the total countable assets of the individual by an amount equal to the insurance benefit payments that are made to or on behalf of the individual. The department is authorized to adopt rules pursuant to ss. 120.536(1) and 120.54 to implement this subsection.

Section 23. Section 627.94075, Florida Statutes, is created to read:

627.94075 A qualified state Long-Term Care Insurance Partnership Program in Florida.--The commission may adopt rules pursuant to ss. 120.536(1) and 120.54 to implement applicable provisions of a qualified state Long-Term Care Insurance Partnership Program in Florida in accordance with the requirements of s. 1917(b) of the Social Security Act, as amended, any

applicable federal guidelines, and any rules necessary to ensure program compliance by insurers as provided in s. 409.9102.

Section 24. Sections 1 and 2 of chapter 2005-252, Laws of Florida, are repealed.

Section 25. Section 4 of chapter 2005-252, Laws of Florida, is amended to read:

~~Section 4. This act shall take effect upon becoming a law, except that the amendments to section 409.905, Florida Statutes, and the newly created section 409.9102, Florida Statutes, provided in this act shall take effect contingent upon amendment to section 1917(b)(1)(e) of the Social Security Act by the United States Congress to delete the "May 14, 1993," deadline for approval by states of long-term care partnership plans.~~

Section 26. The Office of Program Policy Analysis and Government Accountability is directed to prepare a report on the implementation of a qualified state Long-Term Care Insurance Partnership Program in Florida. The report shall include data on the number and value of policies sold and the geographic areas in which the policies were purchased, a demographic description of the policyholders, and other information necessary to evaluate the program. The report shall be provided to the Governor, the President of the Senate, and the Speaker of the House of Representatives by January 31, 2009.

===== TITLE AMENDMENT =====

Remove line 53 and insert:

by the act; providing application; reenacting and amending s. 409.9102, F.S.; directing the Agency for Health Care Administration, in consultation with the Office of Insurance Regulation and the Department of Children and Family Services, to amend the Medicaid state plan that established the Florida Long-Term Care Partnership Program for purposes of compliance with provisions of the Social Security Act; establishing a qualified state Long-Term Care Insurance Partnership Program in Florida; providing duties of the program; requiring consultation with the Office of Insurance Regulation and the Department of Children and Family Services for the creation of standards for certain information; providing rulemaking authority to the agency for implementation of s. 409.9102, F.S.; providing rulemaking authority to the department regarding determination of eligibility for certain services; creating s. 627.94075, F.S.; providing rulemaking authority to the Financial Services Commission for the implementation of a qualified state Long-Term Care Insurance Partnership Program in Florida; repealing ss. 1 and 2 of ch. 2005-252, Laws of Florida, to delete conflicting provisions relating to the determination of eligibility for nursing and rehabilitative services and the establishment of the Florida Long-Term Care Partnership Program that were contingent upon amendment to the Social Security Act; amending s. 4 of ch. 2005-252, Laws of Florida, to delete a contingency in an effective date; requiring the Office of Program Policy Analysis and Government Accountability to submit a report on the implementation of a qualified state Long-Term Care Insurance Partnership Program in Florida to the Governor and Legislature; providing an effective

Rep. Legg moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of HB 805. The vote was:

Session Vote Sequence: 1006

Speaker Bense in the Chair.

Yeas—117

Adams	Barreiro	Bowen	Cretul
Allen	Baxley	Brandenburg	Culp
Altman	Bean	Brown	Cusack
Ambler	Bendross-Mindingall	Brummer	Davis, D.
Anderson	Bense	Bullard	Davis, M.
Antone	Benson	Cannon	Dean
Arza	Berfield	Carroll	Detert
Attkisson	Bilirakis	Clarke	Domino
Ausley	Bogdanoff	Coley	Evers

Farkas	Homan	Mealor	Ryan
Fields	Hukill	Murzin	Sands
Flores	Jennings	Needelman	Sansom
Galvano	Johnson	Negron	Seiler
Gannon	Jordan	Patterson	Simmons
Garcia	Joyner	Peterman	Slosberg
Gardiner	Justice	Pickens	Smith
Gelber	Kendrick	Planas	Sobel
Gibson, A.	Kottkamp	Poppell	Sorensen
Gibson, H.	Kravitz	Porth	Stansel
Glorioso	Kreegel	Proctor	Stargel
Goldstein	Kyle	Quinones	Taylor
Goodlette	Legg	Reagan	Traviesa
Gottlieb	Littlefield	Rice	Troutman
Grant	Llorente	Richardson	Vana
Greenstein	Lopez-Cantera	Rivera	Waters
Grimsley	Machek	Robaina	Williams
Harrell	Mahon	Roberson	Zapata
Hasner	Mayfield	Ross	
Hays	McInvale	Rubio	
Holloway	Meadows	Russell	

Nays—1

Bucher

Votes after roll call:

Yeas—Brutus

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

THE SPEAKER PRO TEMPORE IN THE CHAIR

HB 1503—A bill to be entitled An act relating to persons with disabilities; amending s. 20.197, F.S.; requiring the director of the Agency for Persons with Disabilities to be subject to confirmation by the Senate; requiring the agency to create a Division of Budget and Planning and a Division of Operations; authorizing the director to recommend creating additional subdivisions of the agency in order to promote efficient and effective operation of the agency; amending s. 39.001, F.S., relating to the development of a comprehensive state plan for children; conforming provisions to the transfer of duties from the Developmental Disabilities Program Office within the Department of Children and Family Services to the Agency for Persons with Disabilities; amending s. 39.202, F.S.; providing for certain employees, agents, and contract providers of the agency to have access to records concerning cases of child abuse or neglect for specified purposes; amending s. 39.407, F.S.; deleting provisions authorizing the treatment of a child under ch. 393, F.S., if the child is alleged to be dependent; amending s. 287.155, F.S.; authorizing the agency to purchase vehicles under certain circumstances; amending ss. 381.0072 and 383.14, F.S., relating to food service licenses and the Genetics and Newborn Screening Advisory Council, respectively; conforming provisions to the transfer of duties from the Developmental Disabilities Program Office within the Department of Children and Family Services to the Agency for Persons with Disabilities; repealing s. 393.061, F.S., relating to a short title; amending s. 393.062, F.S.; revising legislative findings and intent to conform to changes in terminology; amending s. 393.063, F.S.; revising the definitions applicable to ch. 393, F.S., relating to developmental disabilities; amending s. 393.064, F.S.; revising the duties of the Agency for Persons with Disabilities with respect to prevention services, evaluations and assessments, intervention services, and support services; amending s. 393.0641, F.S.; defining the term "severe self-injurious behavior" for purposes of a program of prevention and treatment for individuals exhibiting such behavior; amending s. 393.065, F.S., relating to application for services and the determination of eligibility for services; providing for children in the child welfare system to be placed at the top of the agency's wait list for waiver services; authorizing the agency to adopt rules; amending s. 393.0651, F.S., relating to support plans for families and individuals; revising the age at which support plans are developed for children; deleting a prohibition against assessing certain fees; creating s. 393.0654, F.S.; specifying circumstances under which an employee of the agency may own, operate, or work in a

private facility under contract with the agency; amending s. 393.0655, F.S.; revising the screening requirements for direct service providers; providing a temporary exemption from screening requirements for certain providers; amending s. 393.0657, F.S.; revising an exemption from certain requirements for fingerprinting and rescreening; amending s. 393.066, F.S.; revising certain requirements for the services provided by the agency; requiring agency approval for purchased services; revising the agency's rulemaking authority; amending s. 393.067, F.S.; revising requirements governing the agency's licensure procedures; revising the requirements for background screening of applicants for licensure and managers, supervisors, and staff members of service providers; requiring that the agency adopt rules governing the reporting of incidents; deleting certain responsibilities of the Agency for Health Care Administration with respect to the development and review of emergency management plans; amending s. 393.0673, F.S.; providing circumstances under which the agency may deny, revoke, or suspend a license or impose a fine; requiring the Agency for Persons with Disabilities to adopt rules for evaluating violations and determining the amount of fines; amending s. 393.0674, F.S.; providing a penalty for failure by a provider to comply with background screening requirements; amending s. 393.0675, F.S.; deleting certain obsolete provisions requiring that a provider be of good moral character; amending s. 393.0678, F.S.; deleting provisions governing receivership proceedings for an intermediate care facility for the developmentally disabled; amending s. 393.068, F.S.; requiring that the family care program emphasize self-determination; removing supported employment from the list of services available under the family care program; revising certain requirements for reimbursing a family care program provider; amending s. 393.0695, F.S., relating to in-home subsidies; requiring that the Agency for Persons with Disabilities adopt rules for such subsidies; amending s. 393.075, F.S., relating to liability coverage for facilities licensed by the agency; conforming terminology; amending s. 393.11, F.S.; revising provisions governing the involuntary admission of a person to residential services; clarifying provisions governing involuntary commitment; requiring that a person who is charged with a felony will have his or her competency determined under ch. 916, F.S.; conforming terminology; amending s. 393.122, F.S.; clarifying requirements governing applications for continued residential services; amending s. 393.13, F.S., relating to the Bill of Rights of Persons Who are Developmentally Disabled; deleting a provision protecting minimum wage compensation for certain programs; limiting the use of restraint and seclusion; requiring the agency to adopt rules governing the use of restraint or seclusion; revising requirements for client records; deleting certain requirements governing local advocacy councils; allowing the resident government to include disability advocates from the community; amending s. 393.135, F.S.; revising definitions; clarifying provisions making such misconduct a second-degree felony; amending s. 393.15, F.S.; establishing the Community Resources Development Loan Program to provide loans to foster homes, group homes, and supported employment programs; providing legislative intent; providing eligibility requirements; providing authorized uses of loan funds; requiring that the agency adopt rules governing the loan program; providing requirements for repaying loans; amending s. 393.17, F.S.; authorizing the agency to establish certification programs for persons providing services to clients; requiring that the agency establish a certification program for behavior analysts; requiring that the program be reviewed and validated; creating s. 393.18, F.S.; providing for a comprehensive transition education program for persons who have severe or moderate maladaptive behaviors; specifying the types of treatment and education centers providing services under the program; providing requirements for licensure; requiring individual education plans for persons receiving services; limiting the number of persons who may receive services in such a program; authorizing licensure of certain existing programs; creating s. 393.23, F.S.; requiring that receipts from operating canteens, vending machines, and other like activities in a developmental disabilities institution be deposited in a trust account in a bank, credit union, or savings and loan association; describing how the moneys earned may be expended; allowing for the investment of the funds; requiring that the accounting system at the institution account for the revenues and expenses of the activities; requiring that sales tax moneys be remitted to the Department of Revenue; amending s. 393.501, F.S.; revising

the agency's rulemaking authority; providing requirements for rules governing alternative living centers and independent living education centers; amending s. 394.453, F.S.; declaring that the policy of the state is to achieve an ongoing reduction of the use of restraint and seclusion on persons with mental illness who are served by programs and facilities operated, licensed, or monitored by the agency; amending s. 394.455, F.S.; defining the terms "restraint" and "seclusion" for purposes of the Baker Act; amending s. 394.457, F.S.; requiring the Department of Children and Family Services to adopt rules for the use of restraint and seclusion for cases handled under the Baker Act; amending s. 394.879, F.S.; requiring that rules be adopted for the use of restraint and seclusion; amending s. 397.405, F.S.; clarifying an exemption from licensure provided to certain facilities licensed under ch. 393, F.S.; amending s. 400.419, F.S.; requiring that a list of facilities subject to sanctions or fines be disseminated to the Agency for Persons with Disabilities; amending s. 400.960, F.S.; revising definitions for purposes of part XI of ch. 400, F.S., relating to nursing homes and related facilities; amending 400.962, F.S.; requiring an applicant for a license to operate an intermediate care facility to agree to provide or arrange for active treatment services; providing rulemaking authority; amending s. 400.967, F.S., relating to rules and classification of deficiencies; conforming provisions to the transfer of duties from the Department of Children and Family Services to the Agency for Persons with Disabilities; requiring that rules be adopted for the use of restraint and seclusion; amending ss. 402.115, 402.17, 402.181, 402.20, 402.22, and 402.33, F.S.; including the Agency for Persons with Disabilities within provisions governing the sharing of information, claims for the care and maintenance of facility residents, county contracts for services for persons with developmental disabilities, education programs for students who reside in state facilities, and fees for services; conforming provisions to changes made by the act; correcting a cross-reference; amending s. 408.036, F.S., relating to projects that are exempt from obtaining a certificate of need; conforming terminology; amending s. 409.221, F.S., relating to the consumer directed care program; conforming provisions to changes made by the act; amending ss. 409.908 and 409.9127, F.S., relating to the Medicaid program; conforming a cross-reference; deleting obsolete provisions; amending ss. 411.224 and 411.232, F.S.; conforming provisions to the transfer of duties from the Developmental Disabilities Program Office within the Department of Children and Family Services to the Agency for Persons with Disabilities; amending ss. 415.102, 415.1035, 415.1055, and 415.107, F.S.; conforming terminology; including the Agency for Persons with Disabilities within provisions providing requirements that a facility inform residents of certain rights, notification requirements for administrative entities, and requirements for maintaining the confidentiality of reports and records; amending s. 435.03, F.S., relating to screening standards; conforming terminology and a cross-reference; amending ss. 490.014 and 491.014, F.S., relating to exemptions from licensure for psychologists and certain specified counselors, respectively; conforming provisions to changes made by the act; amending ss. 944.602, 945.025, 947.185, and 985.224, F.S., relating to the Department of Corrections, the Parole Commission, and petitions alleging delinquency; conforming provisions to the transfer of duties from the Developmental Disabilities Program Office within the Department of Children and Family Services to the Agency for Persons with Disabilities; amending s. 1003.58, F.S.; including facilities operated by the Agency for Persons with Disabilities within provisions governing the residential care of students; amending ss. 17.61 and 400.464, F.S., relating to investment of certain funds and home health services for persons with disabilities, respectively; conforming provisions to changes made by the act; amending s. 744.704, F.S.; correcting a cross-reference; amending s. 984.22, F.S.; removing a provision that specifies fines be deposited into the Community Resources Development Trust Fund; creating part III of ch. 282, F.S.; requiring that the executive, legislative, and judicial branches of state government provide to individuals with disabilities access to and use of information and data that is comparable to the information and data provided to individuals who do not have disabilities; providing certain exceptions; providing definitions; requiring that each state agency use accessible electronic information and information technology that conforms with specified provisions of federal law; providing certain exceptions; requiring the Department of Management Services to adopt rules; providing an exception for electronic information and information

technology involving military activities or criminal intelligence activities; specifying that the act applies to competitive solicitations; providing legislative intent; providing an effective date.

—was read the third time by title.

Representative(s) Bucher offered the following:

(Amendment Bar Code: 710931)

Amendment 4—Remove line(s) 3904 and insert: recommendations for improvements to the program. This written report must include information regarding the agency's potential funding surpluses.

Rep. Bucher moved the adoption of the amendment. Subsequently, **Amendment 4** was withdrawn.

The question recurred on the passage of HB 1503. The vote was:

Session Vote Sequence: 1007

Representative Waters in the Chair.

Yeas—117

Adams	Davis, D.	Johnson	Reagan
Allen	Davis, M.	Jordan	Rice
Altman	Dean	Joyner	Richardson
Ambler	Detert	Justice	Rivera
Anderson	Domino	Kendrick	Robaina
Antone	Evers	Kottkamp	Roberson
Arza	Farkas	Kravitz	Ross
Attkisson	Fields	Kreegel	Rubio
Ausley	Flores	Kyle	Russell
Barreiro	Galvano	Legg	Ryan
Baxley	Gannon	Littlefield	Sands
Bean	Garcia	Llorente	Sansom
Bendross-Mindingall	Gardiner	Lopez-Cantera	Seiler
Benson	Gelber	Machek	Simmons
Berfield	Gibson, A.	Mahon	Slosberg
Bilirakis	Gibson, H.	Mayfield	Smith
Bogdanoff	Glorioso	McInvale	Sobel
Bowen	Goldstein	Meadows	Sorensen
Brandenburg	Goodlette	Mealor	Stansel
Brown	Gottlieb	Murzin	Stargel
Brummer	Grant	Needelman	Taylor
Bucher	Greenstein	Negron	Traviesa
Bullard	Grimsley	Patterson	Troutman
Cannon	Harrell	Peterman	Vana
Carroll	Hasner	Pickens	Waters
Clarke	Hays	Planas	Williams
Coley	Holloway	Poppell	Zapata
Cretul	Homan	Porth	
Culp	Hukill	Proctor	
Cusack	Jennings	Quinones	

Nays—None

Votes after roll call:

Yeas—Brutus

So the bill passed, as amended, and was immediately certified to the Senate.

HB 1363—A bill to be entitled An act relating to affordable housing; creating s. 125.379, F.S.; providing for disposition of county property for affordable housing; amending s. 163.31771, F.S., relating to accessory dwelling units; revising legislative findings and definitions; conforming cross-references; creating s. 163.31772, F.S.; providing legislative findings and intent relating to changes in land use affecting mobile home parks; providing definitions; providing requirements for local governments and community redevelopment agencies regarding specified funding sources to provide financial assistance to certain mobile home owners; providing

requirements for mobile home owners to qualify for financial assistance; authorizing local governments to permit and approve rezoning of property for the development of new mobile home parks; providing that a local government or redevelopment agency may enter into a development agreement with the owner of a mobile home park to encourage its continued use for affordable housing; providing rulemaking authority; limiting the length of certain development agreements; amending s. 163.3187, F.S.; revising a limitation relating to small scale comprehensive plan amendments involving the construction of affordable housing units; creating s. 166.0451, F.S.; providing for disposition of municipal property for affordable housing; amending s. 189.4155, F.S.; authorizing independent special districts to provide for housing and housing assistance; amending s. 191.006, F.S.; authorizing independent special fire control districts to provide employee housing and housing assistance; creating s. 193.018, F.S.; creating the Manny Diaz Affordable Housing Property Tax Relief Initiative; providing criteria for assessing just valuation of affordable housing properties serving persons of low, moderate, very-low, and extremely-low incomes; amending s. 196.1978, F.S.; specifying what constitutes a nonprofit entity for purposes of affordable housing property tax exemption; conforming cross-references; amending s. 253.034, F.S.; providing for the disposition of state lands for affordable housing; amending s. 253.0341, F.S.; authorizing local governments to request state lands be declared surplus for the purpose of affordable housing; providing for use of lands that are declared surplus; amending s. 295.16, F.S.; expanding the disabled veteran exemption from certain license and permit fees relating to dwelling improvements; amending s. 376.30781, F.S.; providing tax credits for eligible applicants; amending s. 380.06, F.S.; providing a greater substantial deviation threshold for the provision of affordable housing in a development of regional impact; conforming cross-references; amending s. 380.0651, F.S.; providing a statewide guidelines and standards bonus for the provision of workforce housing; amending s. 420.0004, F.S.; defining the term "extremely-low-income persons"; conforming cross-references; amending s. 420.37, F.S., relating to additional powers of the Florida Housing Finance Corporation; providing for additional powers of the Florida Department of Community Affairs; amending s. 420.503, F.S.; revising the definition of the term "farmworker" under the Florida Housing Finance Corporation Act; providing rulemaking authority; amending s. 420.5061, F.S.; conforming a cross-reference; amending s. 420.507, F.S.; revising and expanding the powers of the Florida Housing Finance Corporation relating to mortgage loan interest rates, loans, loan relief, uses of loan funds, subsidiary business entities, and data reporting; providing rulemaking authority; amending s. 420.5087, F.S.; increasing the population criteria for the State Apartment Incentive Loan Program; revising criteria for loans; conforming cross-references; amending s. 420.5088, F.S.; expanding the scope of the Florida Homeownership Assistance Program; revising loan requirements; deleting a provision reserving program funds for certain borrowers; repealing s. 420.530, F.S., relating to the State Farm Worker Housing Pilot Loan Program; amending s. 420.9071, F.S.; conforming a cross-reference; amending s. 420.9072, F.S.; conforming cross-references; amending s. 420.9075, F.S.; requiring local housing assistance plans to define essential service personnel for the county or eligible municipality and to contain a strategy for the recruitment and retention of such personnel; amending s. 420.9076, F.S.; conforming a cross-reference; amending s. 420.9079, F.S.; revising the maximum appropriation the Florida Housing Finance Corporation may request each state fiscal year; conforming a cross-reference; amending s. 1001.43, F.S.; authorizing district school boards to provide affordable housing for teachers and other district personnel; amending s. 723.0612, F.S.; requiring local governments to allow the owner of a mobile home or a recreational vehicle park to change the use of park land to a single-family residential or multi-family land use under certain conditions; amending s. 1013.64, F.S.; prohibiting the use of PECO funds for the construction of affordable housing; authorizing school districts to use local and other funds to fund the construction of affordable housing; creating the Community Workforce Housing Innovation Pilot Program; provides legislative findings; providing definitions; providing the Florida Housing Finance Corporation with certain powers and responsibilities relating to the program; requiring the program to target certain entities; providing application requirements; authorizing an applicant to use a nonprofit or public entity to manage its

housing program; providing incentives for program applicants; providing rulemaking authority; requires a report to the Governor and Legislature; authorizing local governments to provide density bonus incentives to landowners who donate fee simple interest in real property to the local government for the purpose of assisting the local government in providing affordable housing; providing definitions and requirements governing such donations and density bonuses; requiring the Department of Community Affairs to establish a Home Retrofit Hardening Program and establishing requirements for the program; requiring the Department of Community Affairs to establish a Disaster Recovery Assistance Program and establishing requirements for the program; authorizing the Florida Housing Finance Corporation to provide funds to eligible entities for affordable housing recovery in areas of the state sustaining hurricane damage due to hurricanes during 2004 and 2005; providing legislative findings and emergency rulemaking authority; providing appropriations; providing effective dates.

—was read the third time by title.

Representative Pickens offered the following:

(Amendment Bar Code: 226003)

Amendment 2 (with title amendment)—Remove lines 1740-1759 and insert:

(12) AFFORDABLE HOUSING.--A district school board may use portions of school sites purchased within the State Requirements for Educational Facilities guidelines, land deemed not usable for educational purposes because of location or other factors, or land declared as surplus by the board, to provide sites for affordable housing for teachers and other district personnel independently or in conjunction with other agencies as described in subsection (5).

===== T I T L E A M E N D M E N T =====

Remove lines 86-96 and insert:

F.S.; authorizing district school boards to use certain school sites to provide sites for affordable housing for teachers and other district personnel; amending s. 723.0612, F.S.; requiring local governments to allow the owner of a mobile home or a recreational vehicle park to change the use of park land to a single-family residential or multi-family land use under certain conditions; creating the Community Workforce

Rep. Pickens moved the adoption of the amendment.

The vote on Amendment 2 was nullified.

The question recurred on the adoption of **Amendment 2**, which was adopted by the required two-thirds vote.

The question recurred on the passage of HB 1363. The vote was:

Session Vote Sequence: 1008

Representative Waters in the Chair.

Yeas—118

Adams	Berfield	Cusack	Gibson, A.
Allen	Bilirakis	Davis, D.	Gibson, H.
Altman	Bogdanoff	Davis, M.	Glorioso
Ambler	Bowen	Dean	Goldstein
Anderson	Brandenburg	Detert	Goodlette
Antone	Brown	Domino	Gottlieb
Arza	Brummer	Evers	Grant
Attkisson	Bucher	Farkas	Greenstein
Ausley	Bullard	Fields	Grimsley
Barreiro	Cannon	Flores	Harrell
Baxley	Carroll	Galvano	Hasner
Bean	Clarke	Gannon	Hays
Bendross-Mindingall	Coley	Garcia	Holloway
Bense	Cretul	Gardiner	Homan
Benson	Culp	Gelber	Hukill

Jennings	Mahon	Quinones	Slosberg
Johnson	Mayfield	Reagan	Smith
Jordan	McInvale	Rice	Sobel
Joyner	Meadows	Richardson	Sorensen
Justice	Mealor	Rivera	Stansel
Kendrick	Murzin	Robaina	Stargel
Kottkamp	Needelman	Roberson	Taylor
Kravitz	Negron	Ross	Traviesa
Kreegel	Patterson	Rubio	Troutman
Kyle	Peterman	Russell	Vana
Legg	Pickens	Ryan	Waters
Littlefield	Planas	Sands	Williams
Llorente	Poppell	Sansom	Zapata
Lopez-Cantera	Porth	Seiler	
Machek	Proctor	Simmons	

Nays—None

Votes after roll call:

Yeas—Brutus

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

HB 7227—A bill to be entitled An act relating to the Florida Hurricane Damage Prevention Trust Fund; creating s. 215.5585, F.S.; creating the Florida Hurricane Damage Prevention Trust Fund within the Department of Financial Services; providing for administration and investment of the fund; providing for the use of moneys in the fund; requiring balances in the fund to remain in the fund for certain purposes; providing for future review and termination or re-creation of the fund; providing a contingent effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1009

Representative Waters in the Chair.

Yeas—118

Adams	Cusack	Jennings	Quinones
Allen	Davis, D.	Johnson	Reagan
Altman	Davis, M.	Jordan	Rice
Ambler	Dean	Joyner	Richardson
Anderson	Detert	Justice	Rivera
Antone	Domino	Kendrick	Robaina
Arza	Evers	Kottkamp	Roberson
Attkisson	Farkas	Kravitz	Ross
Ausley	Fields	Kreegel	Rubio
Barreiro	Flores	Kyle	Russell
Baxley	Galvano	Legg	Ryan
Bean	Gannon	Littlefield	Sands
Bendross-Mindingall	Garcia	Llorente	Sansom
Bense	Gardiner	Lopez-Cantera	Seiler
Benson	Gelber	Machek	Simmons
Berfield	Gibson, A.	Mahon	Slosberg
Bilirakis	Gibson, H.	Mayfield	Smith
Bogdanoff	Glorioso	McInvale	Sobel
Bowen	Goldstein	Meadows	Sorensen
Brandenburg	Goodlette	Mealor	Stansel
Brown	Gottlieb	Murzin	Stargel
Brummer	Grant	Needelman	Taylor
Bucher	Greenstein	Negron	Traviesa
Bullard	Grimsley	Patterson	Troutman
Cannon	Harrell	Peterman	Vana
Carroll	Hasner	Pickens	Waters
Clarke	Hays	Planas	Williams
Coley	Holloway	Poppell	Zapata
Cretul	Homan	Porth	
Culp	Hukill	Proctor	

Nays—None

Votes after roll call:

Yeas—Brutus

So the bill passed, as amended, by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

HB 517—A bill to be entitled An act relating to self-insurance funds; amending s. 624.4622, F.S.; authorizing local government self-insurance funds to insure or self-insure real or personal property against loss or damage; amending s. 624.4623, F.S.; prohibiting requiring participation of independent educational institution self-insurance funds in or entitlement to coverage under certain guaranty associations; creating s. 624.4624, F.S.; authorizing two or more corporations not for profit to form a self-insurance fund for certain purposes; providing specific requirements; providing a definition; providing limitations; providing for application of certain provisions to certain premiums, contributions, and assessments; providing for payment of insurance premium tax at a reduced rate by corporation not for profit self-insurance funds; subjecting a corporation not for profit self-insurance fund to certain group self-insurance fund provisions under certain circumstances; creating s. 627.443, F.S.; prohibiting rejecting certain workers' compensation insurance policies by certain persons on certain grounds; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1010

Representative Waters in the Chair.

Yeas—117

Adams	Davis, D.	Johnson	Reagan
Allen	Davis, M.	Jordan	Rice
Altman	Dean	Joyner	Richardson
Ambler	Detert	Justice	Rivera
Anderson	Domino	Kendrick	Robaina
Antone	Evers	Kottkamp	Roberson
Arza	Farkas	Kravitz	Ross
Ausley	Fields	Kreegel	Rubio
Barreiro	Flores	Kyle	Russell
Baxley	Galvano	Legg	Ryan
Bean	Gannon	Littlefield	Sands
Bendross-Mindingall	Garcia	Llorente	Sansom
Bense	Gardiner	Lopez-Cantera	Seiler
Benson	Gelber	Machek	Simmons
Berfield	Gibson, A.	Mahon	Slosberg
Bilirakis	Gibson, H.	Mayfield	Smith
Bogdanoff	Glorioso	McInvale	Sobel
Bowen	Goldstein	Meadows	Sorensen
Brandenburg	Goodlette	Mealor	Stansel
Brown	Gottlieb	Murzin	Stargel
Brummer	Grant	Needelman	Taylor
Bucher	Greenstein	Negron	Traviesa
Bullard	Grimsley	Patterson	Troutman
Cannon	Harrell	Peterman	Vana
Carroll	Hasner	Pickens	Waters
Clarke	Hays	Planas	Williams
Coley	Holloway	Poppell	Zapata
Cretul	Homan	Porth	
Culp	Hukill	Proctor	
Cusack	Jennings	Quinones	

Nays—None

Votes after roll call:

Yeas—Attkisson, Brutus

So the bill passed, as amended, and was immediately certified to the Senate.

HJR 7037—A joint resolution proposing an amendment to Section 7 of Article XI of the State Constitution, relating to state tax or fee limitations, to specify application to imposition of new state taxes or fees or increases in existing state taxes or fees that would produce revenues to state government and to include a limitation on any amendment or revision to the State

Constitution that would result in significant additional spending by state government.

Be It Resolved by the Legislature of the State of Florida:

That the following amendment to Section 7 of Article XI of the State Constitution is agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE XI
AMENDMENTS

SECTION 7. Tax, or fee, or significant financial impact limitation.-- Notwithstanding Article X, Section 12(d) of this constitution,;

(a) No amendment or revision to this constitution that imposes a new state tax or fee shall become effective be imposed on or after November 8, 1994 by any amendment to this constitution unless the proposed amendment or revision is approved by not fewer than two-thirds of the voters voting in the election in which such proposed amendment or revision is considered. For purposes of this subsection, the phrase "new state tax or fee" shall mean any tax or fee that which would produce revenue to state government, subject to lump sum or other appropriation by the Legislature, either for the state general revenue fund or any trust fund, which tax or fee is not in effect on November 7, 1994 including without limitation such taxes and fees as are the subject of proposed constitutional amendments appearing on the ballot on November 8, 1994. This section shall apply to proposed constitutional amendments relating to State taxes or fees which appear on the November 8, 1994 ballot, or later ballots, and Any such proposed amendment or revision that which fails to gain the two-thirds vote required by this subsection hereby shall be null, void, and without effect.

(b) No amendment or revision to this constitution that increases an existing state tax or fee shall become effective unless the proposed amendment or revision is approved by not fewer than two-thirds of the voters voting in the election in which such proposed amendment or revision is considered. For purposes of this subsection, the phrase "existing state tax or fee" means any tax or fee that produces revenue to state government. Any such proposed amendment or revision that fails to gain the two-thirds vote required by this subsection shall be null, void, and without effect.

(c) No amendment or revision to this constitution that would result in significant additional spending by state government shall become effective unless the proposed amendment or revision is approved by not fewer than two-thirds of the voters voting in the election in which such proposed amendment or revision is considered. For purposes of this subsection, the phrase "significant additional spending" means additional spending by the state in any state fiscal year prior to and including the first state fiscal year of full implementation of the amendment or revision, in an amount greater than one-tenth of one percent of the total state budget, as established in the general appropriations act approved by the governor, for the state fiscal year ending in the calendar year prior to the year of the election in which such proposed amendment or revision is considered. The determination of whether a proposed amendment or revision would result in significant additional spending by state government shall be made and certified in accordance with general law. Any such proposed amendment or revision that fails to gain the two-thirds vote required by this subsection shall be null, void, and without effect.

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT
ARTICLE XI, SECTION 7

TWO-THIRDS VOTE FOR AMENDMENT INCREASING STATE TAX OR FEE OR RESULTING IN SIGNIFICANT ADDITIONAL SPENDING.-- Under this measure proposing to amend the State Constitution, a proposed amendment or revision to the State Constitution that increases an existing state tax or fee would have to be approved by at least two-thirds of those voters voting in the election in which the amendment or revision is considered. For the purposes of this measure, "existing state tax or fee" means any tax or fee that produces revenue to state government. This measure would also require that a proposed amendment or revision to the

State Constitution that would result in significant additional spending by state government must be approved by at least two-thirds of those voters voting in the election in which the amendment or revision is considered. For the purposes of this measure, "significant additional spending" means additional spending in any state fiscal year prior to and including the first state fiscal year of full implementation, in an amount greater than one-tenth of one percent of the total state budget, as established in the General Appropriations Act approved by the Governor, for the state fiscal year ending in the year prior to the election in which such proposed amendment or revision is considered. The determination of whether a proposed amendment or revision would result in significant additional spending by state government would be made and certified in accordance with general law. This measure adds to an existing provision of the Florida Constitution, passed by Florida voters in 1996, that currently applies the same two-thirds vote requirement only to a proposed amendment that imposes a new state tax or fee. All other proposed amendments or revisions presently must be approved by only a simple majority of those voting on the proposal. The measure also makes conforming changes in this section of the State Constitution and repeals obsolete provisions relating to items on the November 8, 1994, ballot.

—was read the third time by title.

Representative(s) Ryan offered the following:

(Amendment Bar Code: 704239)

Amendment 2 (with ballot statement and title amendments)—Remove line(s) 14-20 and insert:

That the following creation of Section 20 of Article III and the amendment of Section 10 of Article IV and Sections 3, 5, and 7 of Article XI of the State Constitution is agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE III
LEGISLATURE

SECTION 20. Legislation by initiative.--

(a)(1) The power to propose legislation by initiative is reserved to the people, provided that any such legislation shall embrace one subject and matter directly connected therewith. This power may be invoked by filing with the custodian of state records a petition containing a copy of the proposed legislation.

(2) The following subjects may not be proposed by initiative: special and general laws of local application; laws that impose, eliminate, increase or grant exemption from taxes; laws that appropriate state funds; laws requiring counties or municipalities to spend funds or eliminating their ability to raise revenues or receive state tax revenue; laws that provide exemption from public records or public meeting requirements; laws that provide for the number or assignment of judges or the jurisdiction of courts; laws that the legislature is prohibited from passing or must pass by an extraordinary vote; and laws changing the boundaries of any municipality, county, or special, legislative, or congressional district.

(b)(1) Upon filing with the custodian of state records a petition signed by a number of electors in the state as a whole equal to two percent of the votes cast in the state as a whole in the last preceding election in which presidential electors were chosen, the proposed legislation shall be brought before the legislature for enactment at the next regular session held more than thirty days following submission of the petition as provided herein. The proposed legislation shall be treated as a bill subject to section 7 of this article. The enacting clause of every law proposed by initiative shall read: "Be It Enacted by the People of the State of Florida by Initiative:"

(2) If the legislature fails to enact the proposed legislation, the proposed legislation may be placed on the ballot at the next general election held more than ninety days after a initiative petition proposing legislation is filed with the custodian of state records signed by a number of electors in the state equal to four percent of the votes cast in the state as a whole in the last preceding election in which presidential electors were chosen.

(c) The governor may not veto legislation proposed by initiative that is approved by the electors. Laws that are enacted by initiative may be amended or repealed as provided in this section and shall otherwise be subject to the powers of the governor and the legislature granted by this constitution, as such powers apply to any law or legislation. However, notwithstanding section 7 of this article, the legislature may amend or repeal legislation approved by vote of the electors for the first two years after it takes effect only by a vote of three-fifths of the membership of each house of legislature and thereafter by a majority vote of the membership of each house of the legislature.

(d) Once in the tenth week, and once in the sixth week immediately preceding the week in which the election is held, the proposed legislation, with notice of the date of the election at which it will be submitted to the electors, shall be published in one newspaper of general circulation in each county in which a newspaper is published.

(e) If the legislation proposed by initiative is approved by majority vote of the electors voting on the proposed legislation, it shall be effective on the first day of July following the next regular session of the legislature after the general election at which the legislative initiative was approved.

ARTICLE IV EXECUTIVE

SECTION 10. Attorney General.--The attorney general shall, as directed by general law, request the opinion of the justices of the supreme court as to the validity of any initiative petition proposing legislation circulated pursuant to Section 20 of Article III or any initiative petition proposing to amend or revise this constitution circulated pursuant to Section 3 of Article XI. The justices shall, subject to their rules of procedure, permit interested persons to be heard on the questions presented and shall render their written opinion no later than April 1 of the year in which the initiative is to be submitted to the voters pursuant to Section 5 of Article XI.

ARTICLE XI AMENDMENTS

SECTION 3. Initiative.--

(a) The power to propose the revision or amendment of any portion or portions of this constitution by initiative is reserved to the people, provided that, any such revision or amendment, except for those limiting the power of government to raise revenue, shall embrace but one subject and matter directly connected therewith. Any revision or amendment proposed by initiative shall:

(1) Amend or repeal an existing section of this constitution on the same subject and matter;

(2) Address a basic or fundamental right of a citizen of this state; or

(3) Change the basic structure of state government as established in Article II, Article III, Article IV, or Article V of this constitution, except that no revision or amendment shall deprive the branches of government of any existing powers granted in these articles.

(b) The initiative power ~~it~~ may be invoked by filing with the custodian of state records a petition containing a copy of the proposed revision or amendment, signed by a number of electors in each of one half of the congressional districts of the state, and of the state as a whole, equal to eight percent of the votes cast in each of such districts respectively and in the state as a whole in the last preceding election in which presidential electors were chosen.

SECTION 5. Amendment or revision election.--

(a) A proposed amendment to or revision of this constitution, or any part of it, shall be submitted to the electors at the next general election held more than ninety days after the joint resolution or report of revision commission, constitutional convention or taxation and budget reform commission proposing it is filed with the custodian of state records, unless, pursuant to law enacted by the affirmative vote of three-fourths of the membership of each house of the legislature and limited to a single amendment or revision, it is submitted at an earlier special election held more than ninety days after such filing.

(b) A proposed amendment or revision of this constitution, or any part of it, by initiative shall be submitted to the electors at the general election provided the initiative petition is filed with the custodian of state records no later than February 1 of the year in which the general election is held.

(c) The legislature shall provide by general law, prior to the holding of an election pursuant to this section, for the provision of a statement to the public regarding the probable financial impact of any amendment proposed by initiative pursuant to section 3.

(d) Once in the tenth week, and once in the sixth week immediately preceding the week in which the election is held, the proposed amendment or revision, with notice of the date of election at which it will be submitted to the electors, shall be published in one newspaper of general circulation in each county in which a newspaper is published.

(e) Unless otherwise specifically provided for elsewhere in this constitution, if the proposed amendment or revision is approved by vote of at least sixty percent of the electors voting on the measure, it shall be effective as an amendment to or revision of the constitution of the state on the first Tuesday after the first Monday in January following the election, or on such other date as may be specified in the amendment or revision.

== BALLOT STATEMENT AMENDMENT ==

Remove line(s) 76-80 and insert:

CONSTITUTIONAL AMENDMENT ARTICLE III, SECTION 20 ARTICLE IV, SECTION 10 ARTICLE XI, SECTIONS 3, 5, and 7

LEGISLATION BY INITIATIVE; INITIATIVE; AMENDMENTS, REVISIONS; STATE TAX OR FEE INCREASE, SIGNIFICANT ADDITIONAL SPENDING RESULT.--Proposes amendment of the State Constitution to allow legislation to be proposed by initiative, unless it is special or local in nature, involves taxes or tax exemptions, appropriates state funds, requires counties or municipalities to spend funds or eliminates their ability to raise revenues or receive state tax revenue, provides exemption from public records or public meetings requirements, provides for the number or assignment of judges or the jurisdiction of courts, is constitutionally prohibited or requires passage by an extraordinary vote of the Legislature, or changes the boundaries of any municipality, county, or special, legislative, or congressional district; to prescribe standards for such initiatives and requirements to invoke and approve them; to prohibit gubernatorial veto and restrict the Legislature from amending or repealing such legislation in the first 2 years after taking effect, except by an extraordinary vote; to provide for Supreme Court review of initiative petitions proposing legislation; to require signatures for initiative petitions to amend or revise the State Constitution to be gathered in all, rather than one half, of the congressional districts and of the state as a whole; to allow repeal of amendments or revisions to the State Constitution adopted by initiative petition pursuant to the same requirements as those for adoption of the amendment or revision to be repealed; to provide that a constitutional revision or amendment proposed by initiative must amend or repeal an existing section of the State Constitution on the same subject and matter; must address a basic or fundamental right of a citizen of this state; or must change the basic structure of state government as established in Article II, Article III, Article IV, or Article V of the State Constitution, except that no revision or amendment may deprive the branches of government of any existing powers granted in these articles; and to require that any proposed amendment to or revision of the State Constitution, whether proposed by the Legislature, by initiative, or by any other method, must be approved by at least 60 percent of the voters voting on the measure, rather than by a simple majority. Also proposes amendment of the State Constitution, in which a proposed

===== TITLE AMENDMENT =====

Remove line(s) 2 and insert:

A joint resolution proposing the creation of Section 20 of Article III and the amendment of Section 10 of Article IV and Sections 3 and 5 of Article XI of the State Constitution to authorize the proposal of legislation by initiative, to provide for Supreme Court review of initiative petitions proposing legislation, to provide the permissible subject matter of revisions or amendments to the State Constitution proposed by initiative, and to require that any proposed amendment to or revision of the State Constitution be approved by at least 60 percent of the electors voting on the measure and proposing the amendment of Section 7 of

Rep. Ryan moved the adoption of the amendment, which failed to receive the required two-thirds vote for adoption.

The question recurred on the passage of HJR 7037. The vote was:

Session Vote Sequence: 1011

Representative Waters in the Chair.

Yeas—90

Adams	Davis, D.	Jordan	Quinones
Allen	Davis, M.	Kendrick	Reagan
Altman	Dean	Kottkamp	Rice
Ambler	Detert	Kravitz	Rivera
Anderson	Domino	Kreegel	Robaina
Arza	Evers	Kyle	Ross
Attkisson	Farkas	Legg	Rubio
Barreiro	Flores	Littlefield	Russell
Baxley	Galvano	Llorente	Sands
Bean	Garcia	Lopez-Cantera	Sansom
Benson	Gardiner	Mahon	Seiler
Berfield	Gibson, H.	Mayfield	Simmons
Bilirakis	Glorioso	McInvale	Sorensen
Bogdanoff	Goldstein	Mealor	Stansel
Bowen	Goodlette	Murzin	Stargel
Brown	Grant	Needelman	Traviesa
Brummer	Grimsley	Negron	Troutman
Cannon	Harrell	Patterson	Vana
Carroll	Hasner	Pickens	Waters
Clarke	Hays	Planas	Williams
Coley	Homan	Poppell	Zapata
Cretul	Hukill	Porth	
Culp	Johnson	Proctor	

Nays—27

Antone	Fields	Jennings	Roberson
Ausley	Gannon	Joyner	Ryan
Bendross-Mindingall	Gelber	Justice	Slosberg
Brandenburg	Gibson, A.	Machek	Smith
Bucher	Gottlieb	Meadows	Sobel
Bullard	Greenstein	Peterman	Taylor
Cusack	Holloway	Richardson	

Votes after roll call:

Nays—Brutus

So the joint resolution passed, as amended, by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

HB 1123—A bill to be entitled An act relating to government accountability; creating ch. 21, F.S., the Florida Government Accountability Act; providing definitions; creating the Legislative Sunset Advisory Committee; providing for appointment, qualifications, and terms of committee members; providing for vacancies; providing for organization and procedure; authorizing reimbursement for certain expenses; providing for employment of staff; providing a schedule for abolishing state agencies and advisory committees; prescribing required content for agency reports to the committee; providing for review of agencies and their advisory committees by the Office of Program Policy Analysis and Government Accountability; prescribing duties of the committee in reviewing reports, consulting with other legislative entities, holding public hearings, and making a report and recommendations to the legislative leadership with respect to agencies scheduled for abolition; providing for monitoring committee recommendations; providing review criteria; specifying recommendation options; authorizing exemption from certain review for certain agencies; providing for continuation of state agencies and their advisory committees by default under certain circumstances; providing for continuation of state agencies and their advisory committees, by law, under certain circumstances; providing for legislative consideration of proposals with respect to such recommendations; providing procedures after termination; providing for

issuance of subpoenas; authorizing reimbursement for travel and per diem for witnesses; providing for assistance of and access to state agencies; providing applicability with respect to certain rights, penalties, liabilities, and proceedings; providing for review of proposed legislation creating a new agency or advisory committee; amending s. 216.023, F.S.; requiring that performance measures and standards and outsourcing cost-benefit and business case analyses identify impacts on agency activities; creating a working group to develop instructions for agencies regarding the computation of activity and unit cost information required to be included in legislative budget requests; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1012

Representative Waters in the Chair.

Yeas—87

Adams	Cretul	Homan	Planas
Allen	Culp	Hukill	Poppell
Altman	Davis, D.	Johnson	Proctor
Ambler	Davis, M.	Jordan	Quinones
Anderson	Dean	Kendrick	Reagan
Arza	Detert	Kottkamp	Rice
Attkisson	Domino	Kravitz	Rivera
Barreiro	Evers	Kreegel	Robaina
Baxley	Farkas	Kyle	Ross
Bean	Flores	Legg	Rubio
Bense	Galvano	Littlefield	Russell
Benson	Garcia	Llorente	Sansom
Berfield	Gardiner	Lopez-Cantera	Simmons
Bilirakis	Gibson, H.	Mahon	Sorensen
Bogdanoff	Glorioso	Mayfield	Stansel
Bowen	Goldstein	McInvale	Stargel
Brown	Goodlette	Mealor	Traviesa
Brummer	Grant	Murzin	Troutman
Cannon	Grimsley	Needelman	Waters
Carroll	Harrell	Negron	Williams
Clarke	Hasner	Patterson	Zapata
Coley	Hays	Pickens	

Nays—31

Antone	Gannon	Justice	Sands
Ausley	Gelber	Machek	Seiler
Bendross-Mindingall	Gibson, A.	Meadows	Slosberg
Brandenburg	Gottlieb	Peterman	Smith
Bucher	Greenstein	Porth	Sobel
Bullard	Holloway	Richardson	Taylor
Cusack	Jennings	Roberson	Vana
Fields	Joyner	Ryan	

Votes after roll call:

Nays—Brutus

So the bill passed, as amended, and was immediately certified to the Senate.

HB 1125—A bill to be entitled An act relating to public records; creating s. 21.0195, F.S.; exempting from public records requirements working papers, including all documentary or other information, prepared or maintained by the Legislative Sunset Advisory Committee in performing its duties under ch. 21, F.S., to conduct an evaluation and prepare a report; specifying that information received for such purpose that is confidential and exempt shall remain confidential and exempt; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1013

Representative Waters in the Chair.

Yeas—88

Adams	Culp	Hays	Pickens
Allen	Davis, D.	Homan	Planas
Altman	Davis, M.	Hukill	Poppell
Ambler	Dean	Johnson	Proctor
Anderson	Detert	Jordan	Quinones
Arza	Domino	Kendrick	Reagan
Attkisson	Evers	Kottkamp	Rice
Barreiro	Farkas	Kravitz	Rivera
Baxley	Fields	Kreegel	Robaina
Bean	Flores	Kyle	Ross
Benson	Galvano	Legg	Rubio
Berfield	Garcia	Littlefield	Russell
Bilirakis	Gardiner	Llorente	Sansom
Bogdanoff	Gibson, H.	Lopez-Cantera	Simmons
Bowen	Glorioso	Mahon	Sorensen
Brown	Goldstein	Mayfield	Stansel
Brummer	Goodlette	McInvale	Stargel
Cannon	Grant	Mealor	Traviesa
Carroll	Greenstein	Murzin	Troutman
Clarke	Grimsley	Needelman	Waters
Coley	Harrell	Negron	Williams
Cretul	Hasner	Patterson	Zapata

Nays—29

Antone	Gelber	Meadows	Slosberg
Ausley	Gibson, A.	Peterman	Smith
Bendross-Mindingall	Gottlieb	Porth	Sobel
Brandenburg	Holloway	Richardson	Taylor
Bucher	Jennings	Roberson	Vana
Bullard	Joyner	Ryan	
Cusack	Justice	Sands	
Gannon	Machek	Seiler	

Votes after roll call:

Nays—Brutus

So the bill passed, as amended, by the required constitutional two-thirds vote of the members voting and was immediately certified to the Senate.

On motion by Rep. Murzin, consideration of **HB 817** was temporarily postponed.

HB 7225—A bill to be entitled An act relating to property and casualty insurance; providing a short title; amending s. 215.555, F.S.; revising a definition; authorizing the State Board of Administration to make available to certain insurers a contract to cede certain portions of surplus to the Florida Hurricane Catastrophe Fund; providing contract criteria and requirements; revising certain reimbursement contract criteria; revising certain reimbursement premium requirements; deleting a revenue bond issuance prohibition and validation requirement; revising certain revenue bond emergency assessment requirements; creating s. 215.558, F.S.; creating the Florida Hurricane Damage Prevention Endowment; providing a purpose and legislative intent; providing definitions; providing requirements and authority for investment of endowment assets by the State Board of Administration; requiring a report to the Legislature; providing for payment of the board's investment services' costs and fees from the endowment; providing requirements of the Department of Financial Services in providing financial incentives for residential hurricane damage prevention activities; providing for an interest-free loan program; providing program criteria and requirements; creating an advisory council for certain purposes; providing for appointment of members; requiring members to serve without compensation; providing for per diem and travel expenses; creating s. 215.5586, F.S.; establishing the Florida Comprehensive Hurricane Damage Mitigation Program within the Department of Financial Services; providing qualifications for the program administrator; providing program components and requirements; providing for wind certification and hurricane mitigation inspections; providing inspection requirements; providing inspector

eligibility requirements; providing for grants; providing grant requirements; providing for loans; providing public education and consumer awareness requirements; creating the Manufactured Housing and Mobile Home Hurricane Mitigation Program for certain purposes; requiring the Department of Financial Services to develop the program in consultation with certain entities; specifying requirements of the program; specifying the program as a matching grant program for improvement of mobile homes and manufactured homes; providing for distribution of the grants to the Department of Financial Services for certain purposes; requiring Citizens Property Insurance Corporation to grant certain insurance discounts, credits, rate differentials, or deductible reductions for property insurance premiums for certain manufactured home or mobile home owners; specifying criteria for such premiums; requiring a program report each year to the Governor and Legislature; providing report requirements; creating an advisory council; providing for appointment of members; specifying service without compensation; providing for per diem and travel expense reimbursements; requiring the department to obtain supplemental federal grants or funds for the program; requiring the department to adopt rules; creating s. 252.63, F.S.; providing purpose and intent; providing powers of the Commissioner of Insurance Regulation during a state of emergency; providing a purpose and intent; authorizing the commissioner to issue certain orders in a state of emergency; providing for effect and duration of such orders; providing for legislative termination of such orders; requiring the commissioner to publish such orders and an explanatory statement; amending s. 626.918, F.S.; authorizing certain letters of credit to fund an insurer's required policyholder protection trust fund; providing a definition; amending s. 627.062, F.S.; specifying certain rate filings as not subject to office determination as excessive or unfairly discriminatory; providing limitations; providing a definition; prohibiting certain rate filings under certain circumstances; preserving the office's authority to disapprove certain rate filings under certain circumstances; providing procedures for insurers submitting certain rate filings; revising provisions providing for recoupment of certain reinsurance costs; specifying nonapplication to certain types of insurance; specifying approval of certain rate filings under certain circumstances; providing an exception; requiring the office to provide annual reports on the impact of certain rate regulations; specifying report requirements; amending s. 627.0628, F.S.; prohibiting certain office or consumer advocate questions of certain models reviewed by the commission; amending s. 627.0645, F.S.; authorizing the office to exempt certain companies from certain rate filing and rate certification requirements; amending s. 627.06281, F.S.; prohibiting the office from using certain hurricane loss projection models under certain circumstances; amending s. 627.351, F.S., relating to the Citizens Property Insurance Corporation; providing additional legislative intent; specifying application to homestead property; providing that certain responsibilities of the Office of Insurance Regulation with respect to the plan of operation of Citizens Property Insurance Corporation be assumed by the Financial Services Commission; specifying the existing three separate accounts of the corporation as providing coverage only for homestead property; providing a definition; providing for an additional separate account for nonhomestead property; requiring separate maintenance of revenues, assets, liabilities, losses, and expenses attributable to the nonhomestead account; providing authority and requirements for coverage rates for nonhomestead properties; providing for office review of such rates or rating plans for being inadequate or unfairly discriminatory; authorizing the office to order discontinuance of certain policies under certain circumstances; requiring insurers to maintain certain records; providing for reducing regular assessments by the Citizen policyholder surcharge under certain circumstances; providing for deficit assessments against nonhomestead account policyholders under certain circumstances; authorizing the board of governors of the corporation to make loans from the homestead accounts to the nonhomestead account under certain circumstances; specifying ineligibility of certain nonhomestead account policyholders for certain coverage under certain circumstances; revising the requirements of the plan of operation of the corporation; requiring additional procedures for determining eligibility of a risk for coverage; prescribing a 10-day waiting period for applications for coverage for a new policy; authorizing exceptions; providing for determination of regular assessments to which the Citizen policyholder surcharge applies; providing for optional payment plans;

specifying a minimum requirement for a hurricane deductible for certain property; specifying contents of required statements in applications for nonhomestead and homestead account coverage; requiring prospective senior management employees of the corporation to successfully pass a background check; requiring employees of the corporation to sign annually a statement that they have no conflict of interest; providing that senior managers and members of the board of governors are subject to the code of ethics and must file financial disclosure; prohibiting employees and members of the board of governors from accepting gifts or expenditures from a persons or entity, or employee thereof, which has or is under consideration for a contract with the corporation; providing penalties; providing a limitation on senior managers' representation of persons before the corporation after retirement or termination of employment and on employment with an insurer that has received a take-out bonus; prescribing guidelines for purchases of goods and services; providing guidelines on use of outside counsel; prohibiting the corporation from retaining a lobbyist; authorizing full-time employees to register and engage in lobbying; creating the Office of Internal Auditor and prescribing its duties; providing record-retention requirements; requiring establishment of a unit or division to investigate claims involving possible fraud against the corporation and another to receive and respond to consumer complaints; requiring a periodic comprehensive market conduct examination of the corporation; requiring periodic operational audits of the corporation by the Auditor General; prescribing elements to be included in such audits; requiring the corporation to limit coverage on certain mobile homes or manufactured homes; providing additional legislative intent relating to rate adequacy in the residual market; revising provisions relating to a pilot program in Monroe County; providing program requirements of the office; deleting provisions relating to a rate methodology panel appointed by the corporation; providing requirements and limitations for a corporation adopted bonus payment program; specifying absence of liability of producing agents of record of the corporation and employees for a take-out insurer's insolvency; deleting provisions for immunity for certain persons and entities; providing a criterion for calculating reduction or increase in probable maximum loss; providing bankruptcy petition limitations; delaying application of certain high-risk area boundary reduction provisions; providing for application of provisions relating to homestead and nonhomestead accounts to certain policies; requiring certain corporation employees to comply with certain ethics code requirements; requiring corporation employees to notify the Division of Insurance Fraud of probable commissions of fraud by corporation employees; requiring the corporation to report on the feasibility of requiring authorized insurers to issue and service specified policies of the corporation; specifying report requirements; providing immunity to producing agents and employees for specified actions taken relating to removal of policies from the corporation; providing a limitation; providing legislative intent; creating a High Risk Eligibility Panel; providing for appointment of panel members and member's terms; providing for administration of the panel by the corporation; prohibiting compensation and per diem and travel expenses; providing an exception; requiring the panel to report annually to the Legislature on the certain areas that should be included in the Citizens Property Insurance Corporation high risk account; specifying factors to be considered by the panel; providing duties of the office; authorizing the office to conduct public hearings; requiring the panel to conduct an analysis of property eligible for the high-risk account in specified areas; requiring the panel to submit a report to the office and corporation; providing requirements of the report; amending s. 627.3517, F.S.; providing that an insurance risk apportionment plan policyholder's right to retain his or her current agent does not apply during the first 10 days after a new application for coverage has been submitted to Citizens Property Insurance Corporation; creating s. 627.3519, F.S.; requiring the Financial Services Commission to report annually to the Legislature on probable maximum losses, financing options, and assessment potentials of the Florida Hurricane Catastrophe Fund and Citizens Property Insurance Corporation; amending s. 627.4035, F.S.; providing for a waiver of a written authorization requirement to pay claims by debit card or other electronic transfer; amending s. 627.701, F.S.; providing additional authorization and requirements for hurricane deductibles for renewal periods; authorizing insurers to provide insureds with certain deductible selection options after hurricane mitigation measures are taken; providing a notice

requirement; amending s. 627.7011, F.S.; limiting certain law and ordinance coverage; deleting application to personal property; requiring insurers to issue separate checks for certain expenses and requiring certain checks to be issued directly to a policyholder; creating s. 627.7019, F.S.; requiring the Financial Services Commission to adopt rules imposing standardized requirements applicable to insurers after certain natural events; providing criteria; providing requirements of the Office of Insurance Regulation; prohibiting certain conflicting emergency rules; amending s. 627.727, F.S.; correcting a cross-reference; amending s. 631.181, F.S.; providing an exception to certain requirements for a signed statement for certain claims; providing requirements; amending s. 631.54, F.S.; defining the term "homeowner's insurance"; amending s. 631.55, F.S.; correcting a cross-reference; amending s. 631.57, F.S.; revising requirements and limitations for obligations of the Florida Insurance Guaranty Association for covered claims; authorizing the association to contract with counties, municipalities, and legal entities to issue revenue bonds for certain purposes; authorizing the Office of Insurance Regulation to levy assessments and emergency assessments on insurers under certain circumstances for certain bond repayment purposes; providing requirements for and limitations on such assessments; providing for payment, collection, and distribution of such assessments; requiring insurers to include an analysis of revenues from such assessments in a required report; providing rate filing requirements for insurers relating to such assessments; providing for continuing annual assessments under certain circumstances; specifying emergency assessments as not premium and not subject to certain taxes, fees, or commissions; specifying insurer liability for emergency assessments; providing an exception; creating s. 631.695, F.S.; providing legislative findings and purposes; providing for issuance of revenue bonds through counties and municipalities to fund assistance programs for paying covered claims for hurricane damage; providing procedures, requirements, and limitations for counties, municipalities, and the Florida Insurance Guaranty Association, Inc., relating to issuance and validation of such bonds; prohibiting pledging the funds, credit, property, and taxing power of the state, counties, and municipalities for payment of bonds; specifying authorized uses of bond proceeds; limiting the term of bonds; specifying a state covenant to protect bondholders from adverse actions relating to such bonds; specifying exemptions for bonds, notes, and other obligations of counties and municipalities from certain taxes or assessments on property and revenues; authorizing counties and municipalities to create a legal entity to exercise certain powers; requiring the association to issue an annual report on the status of certain uses of bond proceeds; providing report requirements; requiring the association to provide a copy of the report to the Legislature and Chief Financial Officer; prohibiting repeal of certain provisions relating to certain bonds under certain circumstances; amending s. 817.234, F.S.; providing an additional circumstance that constitutes committing insurance fraud; requiring the Office of Insurance Regulation to submit reports to the Legislature relating to the insurability of certain attached or free standing structures ; providing report requirements; providing duties of the office; providing appropriations; specifying uses and purposes of appropriations; requiring insurers who recoup assessments to notify policyholders of the amount by which the surcharge has been reduced; providing penalties for a violation; providing effective dates.

—was read the third time by title.

The Rules & Calendar Council offered the following:

(Amendment Bar Code: 107961)

Technical Amendment 2—Remove line(s) 3500-3502 and insert:

f. The corporation may adopt variations of the policy forms listed in subparagraphs a.-e. that contain more restrictive coverage.

Rep. Goodlette moved the adoption of the amendment, which was adopted.

Representative(s) Grimsley offered the following:

(Amendment Bar Code: 860293)

Amendment 3 (with title amendment)—Remove line(s) 878-970 and insert:

(5) ADVISORY COUNCIL.--There is created an advisory council to provide advice and assistance to the program administrator with regard to his or her administration of the program. The advisory council shall consist of:

(a) A representative of lending institutions, selected by the Financial Services Commission from a list of at least three persons recommended by the Florida Bankers Association.

(b) A representative of residential property insurers, selected by the Financial Services Commission from a list of at least three persons recommended by the Florida Insurance Council.

(c) A representative of home builders, selected by the Financial Services Commission from a list of at least three persons recommended by the Florida Home Builders Association.

(d) A faculty member of a state university, selected by the Financial Services Commission, who is an expert in hurricane-resistant construction methodologies and materials.

(e) Two members of the House of Representatives, selected by the Speaker of the House of Representatives.

(f) Two members of the Senate, selected by the President of the Senate.

(g) The Chief Executive Officer of the Federal Alliance for Safe Homes, Inc., or his or her designee.

(h) The senior officer of the Florida Hurricane Catastrophe Fund.

(i) The executive director of Citizens Property Insurance Corporation.

(j) The director of the Division of Emergency Management of the Department of Community Affairs.

Members appointed under paragraphs (a)-(d) shall serve at the pleasure of the Financial Services Commission. Members appointed under paragraphs (e) and (f) shall serve at the pleasure of the appointing officer. All other members shall serve voting ex officio. Members of the advisory council shall serve without compensation but may receive reimbursement as provided in s. 112.061 for per diem and travel expenses incurred in the performance of their official duties.

(6) FEDERAL FUNDING.--The department shall use its best efforts to obtain grants or funds from the federal government to supplement the financial resources of the program.

(7) RULES.--The Department of Financial Services shall

===== TITLE AMENDMENT =====

Remove line(s) 37-52 and insert:
education and consumer awareness requirements; creating an

Rep. Grimsley moved the adoption of the amendment, which was adopted by the required two-thirds vote.

Representative(s) Grimsley offered the following:

(Amendment Bar Code: 789631)

Amendment 4 (with title amendment)—Remove lines 1024-1050 and insert:

~~(3)(a)4) Forty percent of the total appropriation in paragraph (2)(a) shall be used to inspect and improve tie-downs for mobile homes. Within 30 days after the effective date of that appropriation, the department shall contract with a public higher educational institution in this state which has previous experience in administering the programs set forth in this subsection to serve as the administrative entity and fiscal agent pursuant to s. 216.346 for the purpose of administering the programs set forth in this subsection in accordance with established policy and procedures. The administrative entity working with the advisory council set up under subsection (6) shall develop a list of mobile home parks and counties that may be eligible to participate in the tie-down program.~~

(b)1. There is created the Manufactured Housing and Mobile Home Mitigation and Enhancement Program. The program shall require the mitigation of damage to or enhancement of homes for the areas of concern raised by the Department of Highway Safety and Motor Vehicles in the 2004-2005 Hurricane Reports on the effects of the 2004 and 2005 hurricanes on

manufactured and mobile homes in this state. The mitigation of damage or enhancement of homes shall include, but not be limited to, structural components; site-built additions; or tie-down systems and may also address any other issues deemed appropriate by Tallahassee Community College, the Federation of Manufactured Home Owners of Florida, Inc., the Florida Manufactured Housing Association, and the Department of Highway Safety and Motor Vehicles. The program shall include an education and outreach component to ensure that owners of manufactured and mobile homes are aware of the benefits of participation.

2. The program shall be a grant program that ensures entire manufactured home communities and mobile home parks may be improved wherever practicable.

3. Upon evidence of completion of the program, the Citizens Property Insurance Corporation shall grant, on a pro rata basis, actuarially reasonable discounts, credits, or other rate differentials or appropriate reductions in deductibles for the properties of owners of manufactured homes or mobile homes on which fixtures or construction techniques that have been demonstrated to reduce the amount of loss in a windstorm have been installed or implemented. The discount on the premium shall be applied to subsequent renewal premium amounts. Premiums of the Citizens Property Insurance Corporation shall reflect the location of the home and the fact that the home has been installed in compliance with building codes adopted after Hurricane Andrew. Rates resulting from the completion of the Manufactured Housing and Mobile Home Mitigation and Enhancement Program are not considered competitive rates for the purposes of ss. 627.351(6)(d)1. and 2.

4. On or before January 1 of each year, Tallahassee Community College shall provide a report of activities under this section to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The report shall set forth the number of homes that have taken advantage of the program, the types of enhancements and improvements made to the manufactured or mobile homes and attachments to such homes, and whether there has been an increase of availability of insurance products to owners of manufactured homes or mobile homes.

Tallahassee Community College shall develop the programs set forth in this subsection in consultation with the Federation of Manufactured Home Owners of Florida, Inc., the Florida Manufactured Housing Association, and the Department of Highway Safety and Motor Vehicles. The moneys appropriated for the programs set forth in this section shall be distributed by the Department of Financial Services directly to Tallahassee Community College for the uses set forth in this section.

~~(4)(5)~~ Of moneys provided to the Department of Community Affairs in paragraph (2)(a), 10 percent shall be allocated to a Type I Center within the State University System dedicated to hurricane research. The Type I Center shall develop a preliminary work plan approved by the advisory council set forth in subsection (5) (6) to eliminate the state and local barriers to upgrading existing mobile homes and communities, research and develop a program for the recycling of existing older mobile homes, and support programs of research and development relating to hurricane loss reduction devices and techniques for site-built residences. The State University System also shall consult with the Department of Community Affairs and assist the department with the report required under subsection (7) (8).

~~(5)(6)~~ Except for the programs set forth in subsection (3), the Department of Community Affairs shall develop

===== TITLE AMENDMENT =====

Remove lines 37-58 and insert:
education and consumer awareness requirements; amending s. 215.559, F.S.; deleting provisions relating to the development of a low-interest loan program for homeowners and mobile home owners to retrofit their homes by the Department of Community Affairs; creating the Manufactured Housing and Mobile Home Mitigation and Enhancement Program for certain purposes; requiring Tallahassee Community College to develop the program in consultation with certain entities; specifying requirements of the program; specifying certain requirements of the program as to certain concerns of the Department of Highway Safety and Motor Vehicles relating to manufactured

homes and mobile homes; specifying the program as a grant program for improvement of mobile homes and manufactured home parks; requiring the Department of Financial Services to distribute the grants to Tallahassee Community College for certain purposes; requiring Citizens Property Insurance Corporation to grant certain insurance discounts, credits, rate differentials, or deductible reductions for property insurance premiums for manufactured home or mobile home owners; specifying criteria for such premiums; requiring a program report each year to the Governor and Legislature; providing report requirements; specifying funding for tie-down enhancement systems; requiring Tallahassee Community College to provide a program report each year to the Governor and Legislature; providing report requirements; creating s. 252.63, F.S.; providing purpose and intent;

Rep. Grimsley moved the adoption of the amendment, which was adopted by the required two-thirds vote.

Representative(s) Grimsley offered the following:

(Amendment Bar Code: 471391)

Amendment 5—Remove line(s) 4714 and 4715 and insert:
Hurricane Mitigation and Enhancement Program. Tallahassee

Rep. Grimsley moved the adoption of the amendment, which was adopted by the required two-thirds vote.

REPRESENTATIVE RUSSELL IN THE CHAIR

The question recurred on the passage of HB 7225. The vote was:

Session Vote Sequence: 1014

Representative Russell in the Chair.

Yeas—79

Adams	Cretul	Hasner	Pickens
Altman	Culp	Hays	Poppell
Anderson	Davis, D.	Homan	Proctor
Arza	Davis, M.	Hukill	Reagan
Attkisson	Dean	Jordan	Rice
Barreiro	Detert	Kravitz	Rivera
Baxley	Domino	Kreegel	Robaina
Bean	Evers	Kyle	Ross
Bense	Farkas	Legg	Rubio
Benson	Flores	Littlefield	Russell
Berfield	Galvano	Llorente	Sansom
Bilirakis	Garcia	Lopez-Cantera	Simmons
Bogdanoff	Gardiner	Mahon	Sorensen
Bowen	Gibson, H.	Mayfield	Stargel
Brown	Glorioso	McInvale	Traviesa
Brummer	Goldstein	Mealor	Troutman
Cannon	Goodlette	Murzin	Waters
Carroll	Grant	Needelman	Williams
Clarke	Grimsley	Negron	Zapata
Coley	Harrell	Patterson	

Nays—40

Allen	Fields	Justice	Roberson
Ambler	Gannon	Kendrick	Ryan
Antone	Gelber	Kottkamp	Sands
Ausley	Gibson, A.	Machek	Seiler
Bendross-Mindingall	Gottlieb	Meadows	Slosberg
Brandenburg	Greenstein	Peterman	Smith
Brutus	Holloway	Planas	Sobel
Bucher	Jennings	Porth	Stansel
Bullard	Johnson	Quinones	Taylor
Cusack	Joyner	Richardson	Vana

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

On motion by Rep. Williams, consideration of **HB 1347** was temporarily postponed.

HB 1285—A bill to be entitled An act relating to public records exemptions; amending s. 288.1067, F.S.; expanding the public records exemption for incentive programs to include the Innovation Incentive Program under s. 288.1089, F.S.; providing for future review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1015

Representative Russell in the Chair.

Yeas—81

Adams	Coley	Hays	Proctor
Allen	Cretul	Homan	Reagan
Altman	Culp	Hukill	Rice
Ambler	Davis, D.	Johnson	Rivera
Anderson	Davis, M.	Kottkamp	Robaina
Arza	Dean	Kravitz	Ross
Attkisson	Domino	Kreegel	Rubio
Barreiro	Evers	Kyle	Russell
Baxley	Farkas	Legg	Sansom
Bean	Galvano	Littlefield	Simmons
Bense	Garcia	Llorente	Sorensen
Benson	Gardiner	Lopez-Cantera	Stansel
Berfield	Gibson, H.	Mahon	Stargel
Bilirakis	Glorioso	Mealor	Traviesa
Bogdanoff	Goldstein	Murzin	Troutman
Bowen	Goodlette	Needelman	Waters
Brown	Grant	Negron	Williams
Brummer	Greenstein	Patterson	Zapata
Cannon	Grimsley	Pickens	
Carroll	Harrell	Planas	
Clarke	Hasner	Poppell	

Nays—33

Antone	Fields	Kendrick	Seiler
Ausley	Gannon	Machek	Slosberg
Bendross-Mindingall	Gelber	Meadows	Smith
Brandenburg	Gibson, A.	Peterman	Sobel
Brutus	Gottlieb	Porth	Taylor
Bucher	Holloway	Richardson	Vana
Bullard	Jennings	Roberson	
Cusack	Joyner	Ryan	
Detert	Justice	Sands	

Votes after roll call:

Yeas—Flores, Jordan, Quinones

Yeas to Nays—Quinones

Nays to Yeas—Quinones

So the bill passed, as amended, by the required constitutional two-thirds vote of the members voting and was immediately certified to the Senate.

HB 1467—A bill to be entitled An act relating to capital formation; creating s. 288.9621, F.S.; providing a short title; providing definitions; requiring the Office of Tourism, Trade, and Economic Development to account for certain moneys separately within the Economic Development Trust Fund; requiring the office to make certain funds available for investment by the State Board of Administration; providing for deducting certain fees and expenses; requiring the State Board of Administration to liquidate investments and advance proceeds to the Florida Opportunity Fund for certain purposes; providing investment requirements for the State Board of Administration; providing operational requirements for the Florida Opportunity Fund; requiring Enterprise Florida, Inc., to organize the Florida Opportunity Fund as a wholly owned private, not-for-profit limited liability Florida-based company; requiring Enterprise Florida, Inc., to annually

evaluate the company and report to the Governor and Legislature; providing for a board of directors for the company; providing for appointment and terms of board members; providing requirements and limitations for board members; requiring board members to serve without compensation; providing for reimbursement of expenses of board members and company officers and employees; specifying powers of the company; authorizing the company to indemnify board members; specifying a fiduciary duty of board members and company officers and employees; subjecting the company to public meetings and public records requirements; specifying duties of the company; requiring the company to select a Florida Opportunity Fund allocation manager; specifying duties and requirements of the allocation manager; requiring the company to guarantee private capital investments in the company; providing requirements for such guarantees; specifying investment requirements for the company; specifying investment limitations and prohibitions for the company; requiring the company to issue an annual report to the Governor and the Legislature; specifying report requirements; providing for an independent audit; providing for a transfer of nonrecurring funds in the General Revenue Fund to the Economic Development Trust Fund for subsequent investment in the Florida Opportunity Fund; providing for retention of balances in the trust fund each year; providing for continuing appropriation and use of such moneys for a certain time period; providing for return of certain funds to the General Revenue Fund; requiring the company to continue administering investments for certain purposes; providing for continuous reinvestment of certain funds by the company; providing for reversion of assets and funds of the company to the General Revenue Fund under certain circumstances; prohibiting Enterprise Florida, Inc., from selling or transferring ownership of the company; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1016

Representative Russell in the Chair.

Yeas—114

Adams	Cusack	Hukill	Proctor
Allen	Davis, D.	Jennings	Quinones
Altman	Davis, M.	Johnson	Reagan
Ambler	Dean	Jordan	Rice
Anderson	Detert	Joyner	Richardson
Antone	Domino	Justice	Rivera
Arza	Evers	Kendrick	Robaina
Attkisson	Farkas	Kottkamp	Roberson
Ausley	Fields	Kravitz	Ross
Barreiro	Flores	Kreegel	Rubio
Baxley	Galvano	Kyle	Russell
Bean	Gannon	Legg	Sands
Bendross-Mindingall	Garcia	Littlefield	Sansom
Bense	Gardiner	Llorente	Seiler
Benson	Gelber	Lopez-Cantera	Simmons
Berfield	Gibson, A.	Machek	Slosberg
Bilirakis	Gibson, H.	Mahon	Smith
Bogdanoff	Glorioso	Mayfield	Sorensen
Bowen	Goldstein	McInvale	Stansel
Brandenburg	Goodlette	Mealor	Stargel
Brown	Gottlieb	Murzin	Taylor
Brummer	Grant	Needelman	Traviesa
Bullard	Greenstein	Negron	Troutman
Cannon	Grimsley	Patterson	Vana
Carroll	Harrell	Peterman	Waters
Clarke	Hasner	Pickens	Williams
Coley	Hays	Planas	Zapata
Cretul	Holloway	Poppell	
Culp	Homan	Porth	

Nays—1

Bucher

Votes after roll call:

Yeas—Brutus, Sobel

So the bill passed, as amended, and was immediately certified to the Senate.

HB 1469—A bill to be entitled An act relating to public records; creating s. 288.9623, F.S.; providing definitions; defining "proprietary confidential business information" and specifying information which does not constitute proprietary confidential business information; creating an exemption from public records requirements for proprietary confidential business information held by the Florida Opportunity Fund regarding alternative investments; providing for limited duration of the exemption; authorizing the inspection and copying of confidential and exempt records if the proprietor of the information fails to verify that a record contains certain information within a specified period of time; authorizing a court to order the release of confidential and exempt records upon making certain findings; providing for future review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1017

Representative Russell in the Chair.

Yeas—119

Adams	Culp	Hukill	Proctor
Allen	Cusack	Jennings	Quinones
Altman	Davis, D.	Johnson	Reagan
Ambler	Davis, M.	Jordan	Rice
Anderson	Dean	Joyner	Richardson
Antone	Detert	Justice	Rivera
Arza	Domino	Kendrick	Robaina
Attkisson	Evers	Kottkamp	Roberson
Ausley	Farkas	Kravitz	Ross
Barreiro	Fields	Kreegel	Rubio
Baxley	Flores	Kyle	Russell
Bean	Galvano	Legg	Ryan
Bendross-Mindingall	Gannon	Littlefield	Sands
Bense	Garcia	Llorente	Sansom
Benson	Gardiner	Lopez-Cantera	Seiler
Berfield	Gelber	Machek	Simmons
Bilirakis	Gibson, A.	Mahon	Slosberg
Bogdanoff	Gibson, H.	Mayfield	Smith
Bowen	Glorioso	McInvale	Sobel
Brandenburg	Goldstein	Meadows	Sorensen
Brown	Goodlette	Mealor	Stansel
Brummer	Gottlieb	Murzin	Stargel
Brutus	Grant	Needelman	Taylor
Bucher	Greenstein	Negron	Traviesa
Bullard	Grimsley	Patterson	Troutman
Cannon	Harrell	Peterman	Vana
Carroll	Hasner	Pickens	Waters
Clarke	Hays	Planas	Williams
Coley	Holloway	Poppell	Zapata
Cretul	Homan	Porth	

Nays—None

So the bill passed, as amended, by the required constitutional two-thirds vote of the members voting and was immediately certified to the Senate.

On motion by Rep. Littlefield, consideration of **HB 431** was temporarily postponed.

HB 261—A bill to be entitled An act relating to the Florida Incentive-based Permitting Act; creating s. 403.0874, F.S.; providing a short title; providing legislative findings; providing purposes; providing definitions; providing for an Incentive-based Permitting Program; providing compliance incentives for certain environmental permitting activities; providing requirements and limitations; providing for administration by the Department of Environmental Protection; requiring the department to adopt certain rules;

amending ss. 161.041 and 373.413, F.S.; specifying application of Incentive-based Permitting Program provisions; amending s. 403.087, F.S.; revising criteria for department permit issuance to conform; specifying application of Incentive-based Permitting Program provisions to certain permits; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1018

Representative Russell in the Chair.

Yeas—116

Adams	Culp	Hukill	Proctor
Allen	Cusack	Jennings	Quinones
Altman	Davis, D.	Johnson	Reagan
Ambler	Davis, M.	Jordan	Rice
Anderson	Dean	Joyner	Richardson
Antone	Detert	Justice	Rivera
Arza	Domino	Kendrick	Robaina
Attkisson	Evers	Kottkamp	Roberson
Ausley	Farkas	Kravitz	Ross
Barreiro	Fields	Kreegel	Rubio
Baxley	Flores	Legg	Russell
Bean	Galvano	Littlefield	Ryan
Bendross-Mindingall	Gannon	Llorente	Sands
Bense	Garcia	Lopez-Cantera	Sansom
Benson	Gelber	Machek	Seiler
Berfield	Gibson, A.	Mahon	Simmons
Bilirakis	Gibson, H.	Mayfield	Slosberg
Bogdanoff	Glorioso	McInvale	Smith
Bowen	Goldstein	Meadows	Sobel
Brandenburg	Goodlette	Mealor	Sorensen
Brown	Gottlieb	Murzin	Stansel
Brummer	Grant	Needelman	Stargel
Brutus	Greenstein	Negron	Taylor
Bullard	Grimsley	Patterson	Traviesa
Cannon	Harrell	Peterson	Troutman
Carroll	Hasner	Pickens	Vana
Clarke	Hays	Planas	Waters
Coley	Holloway	Poppell	Williams
Cretul	Homan	Porth	Zapata

Nays—1

Bucher

Votes after roll call:

Yeas to Nays—Gannon

So the bill passed, as amended, and was immediately certified to the Senate.

HB 1169—A bill to be entitled An act relating to vehicular incidents involving death or personal injuries; providing a short title; amending s. 316.027, F.S.; requiring a court to sentence a driver of a vehicle to a minimum term of imprisonment if the person is driving under the influence and leaves the scene of a crash that results in death; requiring a court to order the driver of a vehicle to make restitution to the victim for any damage or loss if a driver leaves the scene of an accident that results in injury or death; requiring a court to make the payment of restitution a condition of probation; providing that an order requiring the defendant to make restitution to a victim does not remove or diminish the requirement that the court order payment to the Crimes Compensation Trust Fund; amending s. 316.193, F.S.; requiring that a person convicted of DUI manslaughter be sentenced to a mandatory minimum term of imprisonment; amending s. 921.0021, F.S.; allowing assessment of victim injury points for certain offenses if the court finds that the offender caused victim injury; amending s. 316.6135, F.S.; providing that such offense constitutes a second-degree misdemeanor rather than a noncriminal traffic infraction; providing that such offense is a third-degree felony if the child suffers great bodily harm, disability, or disfigurement; providing penalties; providing an effective date.

—was read the third time by title.

Representative(s) Smith offered the following:

(Amendment Bar Code: 763177)

Amendment 2 (with title amendment)—Remove line(s) 136-171.

===== T I T L E A M E N D M E N T =====

Remove line(s) 21-26 and insert:
providing an effective date.

Rep. Smith moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of HB 1169. The vote was:

Session Vote Sequence: 1019

Representative Russell in the Chair.

Yeas—116

Adams	Cretul	Homan	Porth
Allen	Culp	Hukill	Proctor
Altman	Cusack	Jennings	Reagan
Ambler	Davis, D.	Johnson	Rice
Anderson	Davis, M.	Jordan	Richardson
Antone	Dean	Joyner	Rivera
Arza	Detert	Justice	Robaina
Attkisson	Domino	Kendrick	Roberson
Ausley	Evers	Kottkamp	Ross
Barreiro	Farkas	Kravitz	Rubio
Baxley	Fields	Kreegel	Russell
Bean	Flores	Legg	Ryan
Bendross-Mindingall	Galvano	Littlefield	Sands
Bense	Gannon	Llorente	Sansom
Benson	Garcia	Lopez-Cantera	Seiler
Berfield	Gardiner	Machek	Simmons
Bilirakis	Gelber	Mahon	Slosberg
Bogdanoff	Gibson, A.	Mayfield	Smith
Bowen	Gibson, H.	McInvale	Sobel
Brandenburg	Glorioso	Meadows	Sorensen
Brown	Goldstein	Mealor	Stansel
Brummer	Goodlette	Murzin	Stargel
Brutus	Gottlieb	Needelman	Taylor
Bucher	Grant	Negron	Traviesa
Bullard	Greenstein	Patterson	Troutman
Cannon	Grimsley	Peterson	Vana
Carroll	Hasner	Pickens	Waters
Clarke	Hays	Planas	Williams
Coley	Holloway	Poppell	Zapata

Nays—None

Votes after roll call:

Yeas—Harrell, Quinones

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

HB 1365—A bill to be entitled An act relating to the Florida KidCare program; amending s. 409.814, F.S.; providing for certain children who are ineligible to participate in the Florida KidCare program to be eligible for Medikids or the Florida Healthy Kids program; specifying that 12 months of continuous eligibility includes changes between program components; amending s. 409.818, F.S.; providing for the administration of the eligibility application process; amending s. 409.821, F.S., relating to a public records exemption; specifying that such provision does not prohibit an enrollee's parent or legal guardian from obtaining confirmation of coverage and dates of coverage; amending s. 624.91, F.S.; authorizing participating health and dental plans to develop marketing and other promotional materials and to participate in activities to promote the Florida KidCare program; requiring

the Agency for Health Care Administration to begin enrollment in Medikids or the Florida Healthy Kids program by a certain date; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1020

Representative Russell in the Chair.

Yeas—118

Adams	Culp	Hukill	Quinones
Allen	Cusack	Jennings	Reagan
Altman	Davis, D.	Johnson	Rice
Ambler	Davis, M.	Jordan	Richardson
Anderson	Dean	Joyner	Rivera
Antone	Detert	Justice	Robaina
Arza	Domino	Kendrick	Roberson
Attkisson	Evers	Kottkamp	Ross
Ausley	Farkas	Kravitz	Rubio
Barreiro	Fields	Kreegel	Russell
Baxley	Flores	Legg	Ryan
Bean	Galvano	Littlefield	Sands
Bendross-Mindingall	Gannon	Llorente	Sansom
Bense	Garcia	Lopez-Cantera	Seiler
Benson	Gardiner	Machek	Simmons
Berfield	Gelber	Mahon	Slosberg
Bilirakis	Gibson, A.	Mayfield	Smith
Bogdanoff	Gibson, H.	McInvale	Sobel
Bowen	Glorioso	Meadows	Sorensen
Brandenburg	Goldstein	Mealor	Stansel
Brown	Goodlette	Murzin	Stargel
Brummer	Gottlieb	Needelman	Taylor
Brutus	Grant	Negron	Traviesa
Bucher	Greenstein	Patterson	Troutman
Bullard	Grimsley	Peterman	Vana
Cannon	Harrell	Pickens	Waters
Carroll	Hasner	Planas	Williams
Clarke	Hays	Poppell	Zapata
Coley	Holloway	Porth	
Cretul	Homan	Proctor	

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate.

Consideration of **HB 7167** was temporarily postponed.

HB 7235—A bill to be entitled An act relating to continuing implementation of Constitutional Revision 7 to Article V; amending s. 27.51, F.S.; revising certain criteria for persons to be represented by the public defender without additional compensation; providing an exception to a prohibition against a court appointing the public defender to represent a person who is not indigent; amending s. 27.52, F.S.; providing an age limitation on persons seeking appointment of a public defender based upon an inability to pay; specifying conditions under which an additional affidavit need not be filed; providing requirements for a law enforcement officer or booking officer committing a defendant to custody; providing for liability for fees, costs, and charges of representation in delinquency proceedings; expanding a provision imposing a lien; amending s. 27.561, F.S.; deleting authorization for a court to reduce or revoke attorney's fees or costs under certain circumstances; requiring defendant-recipients or parents defaulting on payment of attorney's fees or costs to enroll in a payment plan under certain circumstances; amending s. 28.24, F.S.; revising amounts and distributions of the additional \$4 services charge relating to Comprehensive Case Management System of the Florida Association of Court Clerks and Comptroller, Inc., court-related technology needs, the Court Technology Trust Fund, court-related technology services, and the judicial circuit technology strategic plan; requiring the association to provide for an annual operational audit; providing audit requirements; requiring submission of an

audit report to certain entities; authorizing the Joint Legislative Auditing Committee to require the Auditor General or other entity to conduct the audit; providing a contingency for receipt of certain funds upon a memorandum of agreement relating to ownership of the Comprehensive Case Information System; providing for transfer of the system to the state under certain circumstances; providing criteria, requirements, and procedures relating to such transfer; amending s. 28.35, F.S.; providing additional duties of the Florida Clerks of Court Operations Corporation; providing requirements for the corporation and clerks of court relating to certain budget amendments; amending s. 28.36, F.S.; correcting cross-references; providing expenditure requirements for certain budgets; providing expenditure recording and reporting requirements for clerks; amending s. 29.008, F.S.; specifying methodology, criteria, and procedures for determining noncompliance of counties in funding court-related functions; providing duties of a chief judge, the board of county commissioners, the Executive Office of the Governor, and the Administration Commission; revising provisions for withholding certain revenue sharing receipts by the Department of Revenue; providing definitions; providing requirements and procedures for the Department of Revenue relating to withholding of certain funds to certain counties for certain fiscal years; amending s. 29.0081, F.S.; specifying additional provisions of an agreement for county funding of judicial circuit personnel positions; amending s. 29.0086, F.S.; providing an additional reporting requirement of the Article V Technology Board; providing for future repeal of the Article V Technology Board; creating s. 29.0087, F.S.; establishing in each judicial circuit a Judicial Circuit Article V Technology Advisory Council; providing for membership; providing for terms; providing for serving without compensation; providing for per diem and travel expenses; providing for staff for the councils; providing for meetings; providing duties; amending s. 44.103, F.S.; providing additional requirements and procedures for court-ordered nonbinding arbitration proceedings; authorizing courts to assess certain costs against parties requesting de novo trials after arbitration; providing cost assessment criteria; providing a definition; amending s. 218.245, F.S.; revising apportionment criteria for revenue sharing distributions for certain local governments; amending s. 318.18, F.S.; revising reporting requirements for infraction or violation surcharge funds used to finance court facilities; amending s. 903.286, F.S.; requiring notice of the authority of the clerk of court to withhold funds from return of certain cash bonds for unpaid court fees, court costs, and criminal penalties; prohibiting the clerk of court from withholding certain unpaid court fees, costs, and criminal penalties from certain cash bonds; amending s. 938.27, F.S.; requiring convicted persons or parents of adjudicated juveniles to enroll in certain prosecution cost-payment plans; deleting certain cost-payment criteria; amending s. 938.29, F.S.; revising certain provisions for liability for payment of attorney's fees and costs; amending s. 948.15, F.S.; requiring misdemeanor probation service providers to establish a process for collecting certain payments; providing for allocating certain payments among outstanding obligations; renumbering s. 939.185, F.S., as s. 938.195, F.S.; creating s. 938.065, F.S., by transferring and amending s. 775.083(2), F.S.; providing for financing county crime prevention programs from certain court costs; amending s. 985.203, F.S.; revising provisions providing for a child's right to counsel; amending ss. 938.17, 938.19, 948.08, 948.16, and 985.306, F.S.; correcting cross-references; providing an effective date.

—was read the third time by title.

Representative(s) Needelman offered the following:

(Amendment Bar Code: 549935)

Amendment 2 (with title amendments)—Remove lines 105-119

===== TITLE AMENDMENT =====

Remove line(s) 3-8 and insert:

Constitutional Revision 7 to Article V; amending s. 27.52,

Rep. Needelman moved the adoption of the amendment, which was adopted by the required two-thirds vote. The vote was:

Session Vote Sequence: 1021

Representative Russell in the Chair.

Yeas—77

Adams	Davis, D.	Homan	Proctor
Altman	Davis, M.	Hukill	Reagan
Ambler	Dean	Johnson	Rice
Anderson	Detert	Jordan	Rivera
Attkisson	Domino	Kottkamp	Robaina
Barreiro	Evers	Kravitz	Ross
Bean	Farkas	Kreegel	Rubio
Benson	Flores	Kyle	Russell
Berfield	Galvano	Legg	Sansom
Bilirakis	Garcia	Littlefield	Simmons
Bogdanoff	Gardiner	Llorente	Sorensen
Bowen	Gibson, H.	Lopez-Cantera	Stargel
Brown	Glorioso	Mahon	Traviesa
Brummer	Goldstein	Mayfield	Troutman
Cannon	Goodlette	McInvale	Waters
Carroll	Grant	Murzin	Williams
Clarke	Grimsley	Needelman	Zapata
Coley	Harrell	Pickens	
Cretul	Hasner	Planas	
Culp	Hays	Poppell	

Nays—37

Allen	Gannon	Machek	Seiler
Antone	Gelber	Meadows	Slosberg
Ausley	Gibson, A.	Negron	Smith
Bendross-Mindingall	Gottlieb	Peterman	Sobel
Brandenburg	Greenstein	Porth	Stansel
Brutus	Holloway	Quinones	Taylor
Bucher	Jennings	Richardson	Vana
Bullard	Joynes	Roberson	
Cusack	Justice	Ryan	
Fields	Kendrick	Sands	

Votes after roll call:

Yeas—Mealor, Patterson

Representative(s) Rice offered the following:

(Amendment Bar Code: 362797)

Amendment 3 (with title amendment)—Remove line(s) 188-195 and insert:

2. If the person seeking appointment of a

===== TITLE AMENDMENT =====

Remove line(s) 12-14 and insert:
affidavit need not be filed; providing for liability for fees,

Rep. Rice moved the adoption of the amendment, which was adopted by the required two-thirds vote.

Representative(s) Kottkamp offered the following:

(Amendment Bar Code: 620935)

Amendment 4 (with title amendment)—Remove lines 294-350 and insert:

(D) Ten, ~~40~~ cents shall be distributed to the Florida Association of Court Clerks and Comptroller, Inc., for the cost of development, implementation, operation, and maintenance of the clerks' Comprehensive Case Information System, in which system all clerks shall participate on or before January 1, 2006. The Florida Association of Court Clerks and Comptroller, Inc., shall provide for an annual operational audit, as defined in s. 11.45(1)(g), of its financial accounts and records relating to the Comprehensive Case Information System fees by an independent certified public accountant. Such audit shall be performed in accordance with Government Auditing Standards as adopted by the State Board of Accountancy and include a determination as to whether the fees distributed to the Florida Association of Court Clerks and

Comptroller, Inc., were expended solely for the purposes stated in this sub-sub-paragraph. The annual audit report shall be submitted within 90 days after the end of the association's fiscal year to the Governor's Office, the appropriations committees of the Senate and the House of Representatives, and the Auditor General for review. However, at its discretion, the Joint Legislative Auditing Committee may require the Auditor General or other entity to conduct the audit;

(II) One dollar and ninety cents; ~~\$1.90~~ shall be retained by the clerk to be deposited in the Public Records Modernization Trust Fund and used exclusively for funding court-related technology needs of the clerk as defined in s. 29.008(1)(f)2. and (h); and

(III) Effective April 1, 2007, \$2 shall be distributed to the Court Technology Trust Fund to be used to prepare the judicial circuit technology strategic plan required by s. 29.0087 and be disbursed to counties as state financial assistance to assist the counties with the costs of providing court-related technology and court technology needs as defined in s. 29.008(1)(f)2. and (h) for the state trial courts, state attorney, and public defender in that county. Counties shall agree to use funds in conformance with the judicial circuit technology strategic plan required by s. 29.0087 as approved by the chief judge in order to be eligible for state financial assistance from the Court Technology Trust Fund. The amount provided to each county from the Court Technology Trust Fund shall be equal to each county's percentage of total collections of the additional recording fee required by this section applied to the total amount available to be distributed to counties. If a county is not eligible to receive funds from the Court Technology Trust Fund, the funds that would have otherwise been distributed to the county shall remain in the Court Technology Trust Fund to be used as appropriated by the Legislature ~~board of county commissioners to be used exclusively to fund court related technology, and court technology needs as defined in s. 29.008(1)(f)2. and (h) for the state trial courts, state attorney, and public defender in that county.~~

===== TITLE AMENDMENT =====

Remove lines 22 and 23 and insert:

amending s. 28.24, F.S.; revising provisions for distributing the additional \$4 services charge

Rep. Kottkamp moved the adoption of the amendment, which was adopted by the required two-thirds vote.

Representative(s) Needelman offered the following:

(Amendment Bar Code: 839679)

Amendment 5—Remove line(s) 1291-1292 and insert:
child. If the child appears without counsel, the

Rep. Needelman moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of HB 7235. The vote was:

Session Vote Sequence: 1022

Representative Russell in the Chair.

Yeas—115

Adams	Bendross-Mindingall	Cannon	Evers
Allen	Bense	Carroll	Farkas
Altman	Benson	Clarke	Fields
Ambler	Berfield	Coley	Flores
Anderson	Bilirakis	Cretul	Galvano
Antone	Bogdanoff	Culp	Gannon
Arza	Bowen	Cusack	Garcia
Attkisson	Brandenburg	Davis, D.	Gardiner
Ausley	Brown	Davis, M.	Gelber
Barreiro	Brummer	Dean	Gibson, A.
Baxley	Brutus	Detert	Gibson, H.
Bean	Bullard	Domino	Glorioso

Goldstein	Kottkamp	Peterman	Sansom
Goodlette	Kravitz	Pickens	Seiler
Gottlieb	Kreegel	Planas	Simmons
Grant	Kyle	Poppell	Slosberg
Greenstein	Legg	Proctor	Smith
Grimsley	Littlefield	Quinones	Sobel
Harrell	Llorente	Reagan	Sorensen
Hasner	Lopez-Cantera	Rice	Stansel
Hays	Machek	Richardson	Stargel
Holloway	Mahon	Rivera	Taylor
Homan	Mayfield	Robaina	Traviesa
Hukill	McInvale	Roberson	Troutman
Jennings	Mealor	Ross	Vana
Johnson	Murzin	Rubio	Waters
Jordan	Needelman	Russell	Williams
Justice	Negron	Ryan	Zapata
Kendrick	Patterson	Sands	

Nays—4

Bucher	Joyner	Meadows	Porth
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Votes after roll call:

Nays to Yeas—Joyner

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

HB 5029—A bill to be entitled An act relating to the Court Technology Trust Fund; creating s. 25.3847, F.S.; creating the Court Technology Trust Fund within the state courts system; providing for sources of funds and purposes; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1023

Representative Russell in the Chair.

Yeas—116

Adams	Culp	Homan	Proctor
Allen	Cusack	Hukill	Quinones
Altman	Davis, D.	Jennings	Reagan
Ambler	Davis, M.	Johnson	Rice
Anderson	Dean	Jordan	Richardson
Antone	Detert	Joyner	Rivera
Arza	Domino	Justice	Robaina
Attkisson	Evers	Kendrick	Roberson
Ausley	Farkas	Kottkamp	Ross
Barreiro	Fields	Kravitz	Rubio
Baxley	Flores	Kreegel	Russell
Bean	Galvano	Kyle	Ryan
Bendross-Mindingall	Gannon	Legg	Sands
Bense	Garcia	Littlefield	Sansom
Benson	Gardiner	Llorente	Seiler
Berfield	Gelber	Lopez-Cantera	Simmons
Bilirakis	Gibson, A.	Machek	Slosberg
Bogdanoff	Gibson, H.	Mahon	Smith
Bowen	Glorioso	Mayfield	Sobel
Brandenburg	Goldstein	McInvale	Sorensen
Brown	Goodlette	Mealor	Stansel
Brummer	Gottlieb	Murzin	Stargel
Brutus	Grant	Needelman	Taylor
Bullard	Greenstein	Negron	Traviesa
Cannon	Grimsley	Peterman	Troutman
Carroll	Harrell	Pickens	Vana
Clarke	Hasner	Planas	Waters
Coley	Hays	Poppell	Williams
Cretul	Holloway	Porth	Zapata

Nays—1

Meadows

Votes after roll call:

Yeas—Bucher, Patterson

Nays to Yeas—Meadows

So the bill passed by the required constitutional three-fifths vote of the membership and was immediately certified to the Senate.

HB 1483—A bill to be entitled An act relating to the Grove Community District, Okeechobee County; providing a short title; creating the Grove Community District; providing for findings, determinations, ascertainments, intent, purpose, definitions, and policy; providing a charter; providing jurisdiction; providing boundaries; providing powers of the district; creating the district as a special, limited, and single-purpose independent district, an independent local government, and corporate body politic, to provide community development infrastructure; providing for authority, boundaries, jurisdiction, and charter amendment; providing for a governing board and terms of office and duties thereof; providing for elections; providing for a district manager; providing for bonds; providing for borrowing; providing for future transition to ad valorem taxation; providing for special assessments; providing for issuance of certificates of indebtedness; providing for tax liens; providing minimum charter requirements; providing for the applicability of and compliance with provisions of chapter 189, Florida Statutes, and other general laws; providing for election of an incorporation committee to review feasibility of incorporating the district as a municipality; providing for severability; providing for a referendum; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1024

Representative Russell in the Chair.

Yeas—118

Adams	Cusack	Jennings	Quinones
Altman	Davis, D.	Johnson	Reagan
Ambler	Davis, M.	Jordan	Rice
Anderson	Dean	Joyner	Richardson
Antone	Detert	Justice	Rivera
Arza	Domino	Kendrick	Robaina
Attkisson	Evers	Kottkamp	Roberson
Ausley	Farkas	Kravitz	Ross
Barreiro	Fields	Kreegel	Rubio
Baxley	Flores	Kyle	Russell
Bean	Galvano	Legg	Ryan
Bendross-Mindingall	Gannon	Littlefield	Sands
Bense	Garcia	Llorente	Sansom
Benson	Gardiner	Lopez-Cantera	Seiler
Berfield	Gelber	Machek	Simmons
Bilirakis	Gibson, A.	Mahon	Slosberg
Bogdanoff	Gibson, H.	Mayfield	Smith
Bowen	Glorioso	McInvale	Sobel
Brandenburg	Goldstein	Meadows	Sorensen
Brown	Goodlette	Mealor	Stansel
Brummer	Gottlieb	Murzin	Stargel
Brutus	Grant	Needelman	Taylor
Bucher	Greenstein	Negron	Traviesa
Bullard	Grimsley	Patterson	Troutman
Cannon	Harrell	Peterman	Vana
Carroll	Hasner	Pickens	Waters
Clarke	Hays	Planas	Williams
Coley	Holloway	Poppell	Zapata
Cretul	Homan	Porth	
Culp	Hukill	Proctor	

Nays—None

Votes after roll call:

Yeas—Allen

So the bill passed, as amended, and was immediately certified to the Senate.

HB 1271—A bill to be entitled An act relating to the Division of Alcoholic Beverages and Tobacco; amending s. 20.165, F.S.; requiring each employee serving as a law enforcement officer for the division to meet the

qualifications of a law enforcement officer set forth in ch. 943, F.S., for employment or appointment; requiring each such employee to be certified as a law enforcement officer by the Department of Law Enforcement; providing the law enforcement officer with certain powers, authority, and jurisdiction; specifying the primary and secondary responsibilities for law enforcement officers of the division; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1025

Representative Russell in the Chair.

Yeas—119

Adams	Culp	Hukill	Proctor
Allen	Cusack	Jennings	Quinones
Altman	Davis, D.	Johnson	Reagan
Ambler	Davis, M.	Jordan	Rice
Anderson	Dean	Joyner	Richardson
Antone	Detert	Justice	Rivera
Arza	Domino	Kendrick	Robaina
Attkisson	Evers	Kottkamp	Roberson
Ausley	Farkas	Kravitz	Ross
Barreiro	Fields	Kreegel	Rubio
Baxley	Flores	Kyle	Russell
Bean	Galvano	Legg	Ryan
Bendross-Mindingall	Gannon	Littlefield	Sands
Bense	Garcia	Llorente	Sansom
Benson	Gardiner	Lopez-Cantera	Seiler
Berfield	Gelber	Machek	Simmons
Bilirakis	Gibson, A.	Mahon	Slosberg
Bogdanoff	Gibson, H.	Mayfield	Smith
Bowen	Glorioso	McInvale	Sobel
Brandenburg	Goldstein	Meadows	Sorensen
Brown	Goodlette	Mealor	Stansel
Brummer	Gottlieb	Murzin	Stargel
Brutus	Grant	Needelman	Taylor
Bucher	Greenstein	Negron	Traviesa
Bullard	Grimsley	Patterson	Troutman
Cannon	Harrell	Peterman	Vana
Carroll	Hasner	Pickens	Waters
Clarke	Hays	Planas	Williams
Coley	Holloway	Poppell	Zapata
Cretul	Homan	Porth	

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate.

HB 1115—A bill to be entitled An act relating to the South Florida Regional Transportation Authority; amending s. 343.54, F.S.; revising language relating to powers and duties of the authority; deleting the term "commuter rail"; amending s. 343.55, F.S.; providing pledge to bondholders that the state will not alter certain rights vested in the authority that affect the rights of bondholders while bonds are outstanding; amending s. 343.58, F.S.; revising provisions for funding of the authority; requiring counties served by the authority to annually transfer certain funds before a certain date; removing provisions for sources of that funding; removing authorization for a vehicle registration tax; providing for a certain funding source for capital, operating, and maintenance expenses; revising county funding amounts to fund operations; providing for cessation of specified county funding contributions and providing for certain refunding of the contributions under certain circumstances; revising timeframe for repeal of specified funding provisions under certain circumstances; providing a statement of important state interest; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1026

Representative Russell in the Chair.

Yeas—116

Adams	Cretul	Homan	Proctor
Allen	Culp	Hukill	Quinones
Altman	Cusack	Jennings	Reagan
Ambler	Davis, M.	Jordan	Rice
Anderson	Dean	Joyner	Richardson
Antone	Detert	Justice	Rivera
Arza	Domino	Kendrick	Robaina
Attkisson	Evers	Kottkamp	Roberson
Ausley	Farkas	Kravitz	Ross
Barreiro	Fields	Kreegel	Rubio
Baxley	Flores	Kyle	Russell
Bean	Galvano	Legg	Ryan
Bendross-Mindingall	Gannon	Littlefield	Sands
Bense	Garcia	Llorente	Sansom
Benson	Gardiner	Lopez-Cantera	Seiler
Berfield	Gelber	Machek	Simmons
Bilirakis	Gibson, A.	Mahon	Slosberg
Bogdanoff	Gibson, H.	Mayfield	Smith
Bowen	Glorioso	McInvale	Sobel
Brandenburg	Goldstein	Meadows	Sorensen
Brown	Goodlette	Mealor	Stansel
Brummer	Gottlieb	Needelman	Stargel
Brutus	Grant	Negron	Taylor
Bucher	Greenstein	Patterson	Traviesa
Bullard	Grimsley	Peterman	Troutman
Cannon	Harrell	Pickens	Vana
Carroll	Hasner	Planas	Waters
Clarke	Hays	Poppell	Williams
Coley	Holloway	Porth	Zapata

Nays—None

Votes after roll call:

Yeas—Johnson, Murzin

So the bill passed, as amended, and was immediately certified to the Senate.

HB 1117—A bill to be entitled An act relating to public records; creating s. 343.59, F.S.; providing an exemption from public records requirements for certain appraisal reports, offers, and counteroffers relating to land acquisition by the South Florida Regional Transportation Authority; providing that the exemption expires upon execution of a certain contract or at a certain time before a purchase contract or agreement is considered for approval; providing exceptions to the exemption; providing for future legislative review and repeal; providing a finding of public necessity; providing a contingent effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1027

Representative Russell in the Chair.

Yeas—119

Adams	Benson	Coley	Gannon
Allen	Berfield	Cretul	Garcia
Altman	Bilirakis	Culp	Gardiner
Ambler	Bogdanoff	Cusack	Gelber
Anderson	Bowen	Davis, D.	Gibson, A.
Antone	Brandenburg	Davis, M.	Gibson, H.
Arza	Brown	Dean	Glorioso
Attkisson	Brummer	Detert	Goldstein
Ausley	Brutus	Domino	Goodlette
Barreiro	Bucher	Evers	Gottlieb
Baxley	Bullard	Farkas	Grant
Bean	Cannon	Fields	Greenstein
Bendross-Mindingall	Carroll	Flores	Grimsley
Bense	Clarke	Galvano	Harrell

Hasner	Littlefield	Poppell	Seiler
Hays	Llorente	Porth	Simmons
Holloway	Lopez-Cantera	Proctor	Slosberg
Homan	Machek	Quinones	Smith
Hukill	Mahon	Reagan	Sobel
Jennings	Mayfield	Rice	Sorensen
Johnson	McInvale	Richardson	Stansel
Jordan	Meadows	Rivera	Stargel
Joyner	Mealor	Robaina	Taylor
Justice	Murzin	Roberson	Traviesa
Kendrick	Needelman	Ross	Troutman
Kottkamp	Negron	Rubio	Vana
Kravitz	Patterson	Russell	Waters
Kreegel	Peterman	Ryan	Williams
Kyle	Pickens	Sands	Zapata
Legg	Planas	Sansom	

Nays—None

So the bill passed, as amended, by the required constitutional two-thirds vote of the members voting and was immediately certified to the Senate.

HB 1509—A bill to be entitled An act relating to Flagler Estates Road and Water Control District, St. Johns County; amending chapter 98-529, Laws of Florida; providing additional powers of the district to construct, operate, maintain, repair, and replace works and improvements necessary to execute the district's water control plan; specifying applicability of certain general law; providing for an interlocal agreement; revising district boundaries; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1028

Representative Russell in the Chair.

Yeas—119

Adams	Culp	Hukill	Proctor
Allen	Cusack	Jennings	Quinones
Altman	Davis, D.	Johnson	Reagan
Ambler	Davis, M.	Jordan	Rice
Anderson	Dean	Joyner	Richardson
Antone	Detert	Justice	Rivera
Arza	Domino	Kendrick	Robaina
Attkisson	Evers	Kottkamp	Roberson
Ausley	Farkas	Kravitz	Ross
Barreiro	Fields	Kreegel	Rubio
Baxley	Flores	Kyle	Russell
Bean	Galvano	Legg	Ryan
Bendross-Mindingall	Gannon	Littlefield	Sands
Bense	Garcia	Llorente	Sansom
Benson	Gardiner	Lopez-Cantera	Seiler
Berfield	Gelber	Machek	Simmons
Bilirakis	Gibson, A.	Mahon	Slosberg
Bogdanoff	Gibson, H.	Mayfield	Smith
Bowen	Glorioso	McInvale	Sobel
Brandenburg	Goldstein	Meadows	Sorensen
Brown	Goodlette	Mealor	Stansel
Brummer	Gottlieb	Murzin	Stargel
Brutus	Grant	Needelman	Taylor
Bucher	Greenstein	Negron	Traviesa
Bullard	Grimsley	Patterson	Troutman
Cannon	Harrell	Peterman	Vana
Carroll	Hasner	Pickens	Waters
Clarke	Hays	Planas	Williams
Coley	Holloway	Poppell	Zapata
Cretul	Homan	Porth	

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate.

On motion by Rep. Stargel, consideration of **HB 1527** was temporarily postponed.

HB 1165—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.0515, F.S.; authorizing certain members to purchase additional retirement credit to upgrade prior service to Special Risk Class service; providing for the calculation of contributions for such service upgrade; authorizing the employer to purchase such additional credit for the member; increasing a contribution rate for certain benefit change funding purposes; directing the Division of Statutory Revision to adjust contribution rates set forth in s. 121.71, F.S.; providing a declaration of important state interest; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1029

Representative Russell in the Chair.

Yeas—116

Adams	Culp	Jennings	Proctor
Allen	Cusack	Johnson	Quinones
Altman	Davis, D.	Jordan	Reagan
Ambler	Davis, M.	Joyner	Rice
Anderson	Dean	Justice	Richardson
Antone	Detert	Kendrick	Rivera
Arza	Domino	Kottkamp	Robaina
Attkisson	Evers	Kravitz	Roberson
Ausley	Farkas	Kreegel	Ross
Barreiro	Fields	Kyle	Rubio
Baxley	Flores	Legg	Russell
Bean	Galvano	Littlefield	Ryan
Bendross-Mindingall	Gannon	Llorente	Sands
Bense	Garcia	Lopez-Cantera	Sansom
Benson	Gardiner	Machek	Seiler
Berfield	Gibson, A.	Mahon	Simmons
Bilirakis	Gibson, H.	Mayfield	Slosberg
Bogdanoff	Glorioso	McInvale	Smith
Bowen	Goldstein	Meadows	Sobel
Brandenburg	Goodlette	Mealor	Sorensen
Brummer	Gottlieb	Murzin	Stansel
Brutus	Grant	Needelman	Stargel
Bucher	Grimsley	Negron	Taylor
Bullard	Harrell	Patterson	Traviesa
Cannon	Hasner	Peterman	Troutman
Carroll	Hays	Pickens	Vana
Clarke	Holloway	Planas	Waters
Coley	Homan	Poppell	Williams
Cretul	Hukill	Porth	Zapata

Nays—1

Brown

Votes after roll call:

Yeas—Gelber, Greenstein

So the bill passed, as amended, and was immediately certified to the Senate.

HB 1465—A bill to be entitled An act relating to speed limit enforcement on state roads; creating s. 316.1893, F.S.; providing legislative intent; creating a pilot program for establishment by the Department of Transportation of enhanced penalty zones on state roads in certain counties; providing for future review and repeal of the pilot program; authorizing the department to set speed limits within enhanced penalty zones; directing the department to adopt a uniform system of traffic control devices to be used within the zones; prohibiting operation of a vehicle at a speed greater than that posted in the enhanced penalty zone; directing the Department of Highway Safety and Motor Vehicles to tabulate citations issued within enhanced penalty zones and make available certain information; directing the Department of Transportation, the Department of Highway Safety and Motor Vehicles, and the Department of Education to conduct a study and report to the Governor

and the Legislature for certain purposes; amending s. 318.18, F.S.; specifying criteria for posting in a construction zone; providing penalties for violation of posted speed in an enhanced penalty zone; amending s. 318.21, F.S.; correcting cross-references to conform to changes made by the act; providing for disposition of fines collected; reenacting ss. 318.14(2), (5), and (9), 318.15(1)(a) and (2), 318.21(7), 402.40(4)(b), and 985.406(4)(b), F.S., relating to noncriminal traffic infraction procedures, failure to comply with civil penalty or to appear, disposition of civil penalties by county courts, child welfare training, and juvenile justice training academies, respectively, for the purpose of incorporating the amendment made to s. 318.18, F.S., in references thereto; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1030

Representative Russell in the Chair.

Yeas—113

Adams	Cretul	Hukill	Reagan
Allen	Culp	Jennings	Rice
Altman	Cusack	Johnson	Richardson
Ambler	Davis, D.	Jordan	Rivera
Anderson	Davis, M.	Joyner	Robaina
Antone	Dean	Justice	Roberson
Arza	Domino	Kottkamp	Ross
Attkisson	Evers	Kravitz	Rubio
Ausley	Farkas	Kreegel	Ryan
Barreiro	Fields	Kyle	Sands
Baxley	Flores	Legg	Sansom
Bean	Galvano	Littlefield	Seiler
Bendross-Mindingall	Gannon	Llorente	Simmons
Bense	Garcia	Lopez-Cantera	Slosberg
Benson	Gelber	Machek	Smith
Berfield	Gibson, A.	Mahon	Sobel
Bilirakis	Gibson, H.	Mayfield	Sorensen
Bogdanoff	Glorioso	Meadows	Stansel
Bowen	Goldstein	Mealor	Stargel
Brandenburg	Goodlette	Murzin	Taylor
Brown	Gottlieb	Needelman	Traviesa
Brummer	Grant	Negron	Troutman
Brutus	Greenstein	Patterson	Vana
Bucher	Grimsley	Peterman	Waters
Bullard	Harrell	Planas	Williams
Cannon	Hasner	Poppell	Zapata
Carroll	Hays	Porth	
Clarke	Holloway	Proctor	
Coley	Homan	Quinones	

Nays—3

Kendrick Pickens Russell

Votes after roll call:

Yeas—McInvale

So the bill passed, as amended, and was immediately certified to the Senate.

HB 1589—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; revising specialty license plate use fee provisions to change a name; establishing an annual use fee for the Homeownership For All license plate; exempting collegiate license plates from discontinuance requirements; amending s. 320.08058, F.S.; revising authorized uses of the use fees received from sales of the Keep Kids Drug-Free license plate; changing the name of the Florida Memorial College license plate to the Florida Memorial University license plate; revising authorized uses of the use fees received from sales of the Sportsmen's National Land Trust license plate; creating the Homeownership For All license plate and providing for distribution of the fees received from sales of the plate; amending s. 320.0807, F.S.; creating special license plates for legislative presiding officers; providing an effective date.

—was read the third time by title.

Representative(s) A. Gibson offered the following:

(Amendment Bar Code: 536051)

Amendment 2 (with title amendment)—Between line(s) 117 and 118, insert:

Section 4. Subsection (49) of section 320.08058, Florida Statutes, as amended by chapter 2005-357, Laws of Florida, is amended to read:

320.08058 Specialty license plates.--

(49) LIVE THE DREAM LICENSE PLATES.--

(a) The department shall develop a Live the Dream license plate as provided in this section. Live the Dream license plates must bear the colors and design approved by the department. The word "Florida" must appear at the top of the plate, and the words "Live the Dream" must appear at the bottom of the plate.

(b) The proceeds of the annual use fee shall be distributed to the Dream Foundation, Inc. The Dream Foundation, Inc., shall retain the first \$60,000 in proceeds from the annual use fees as reimbursement for administrative costs, startup costs, and costs incurred in the approval process. Thereafter, up to 25 percent shall be used for continuing promotion and marketing of the license plate and concept. The remaining funds shall be used in the following manner:

1. Twenty-five percent shall be distributed equally among the 13 chapters of the Sickle Cell Disease Association of Florida, Inc., the Sickle Cell Disease Association of America--Volusia County Chapter, Inc., the Sickle Cell Disease Association of America--Dade County Chapter, Inc., and the Sickle Cell Disease Association of America--Northeast Florida Chapter, Inc., as grants for programs that provide research, care, and treatment for sickle cell disease.

2. Twenty-five percent shall be distributed to the Florida chapter of the March of Dimes for programs and services that improve the health of babies through the prevention of birth defects and infant mortality.

3. Ten percent shall be distributed to the Florida Association of Healthy Start Coalitions to decrease racial disparity in infant mortality and to increase healthy birth outcomes. Funding will be used by local Healthy Start Coalitions to provide services and increase screening rates for high-risk pregnant women, children under 4 years of age, and women of childbearing age.

4. Ten percent shall be distributed to the Community Partnership for Homeless, Inc., for programs that provide relief from poverty, hunger, and homelessness.

5. Five percent of the proceeds shall be used by the foundation for administrative costs directly associated with operations as they relate to the management and distribution of the proceeds.

===== T I T L E A M E N D M E N T =====

Remove line(s) 17 and insert:

plates for legislative presiding officers; amending s. 320.08058, F.S.; providing that certain proceeds from the sale of Live the Dream specialty plates shall be distributed to the Sickle Cell Disease Association of Florida, Inc.; providing an

Rep. A. Gibson moved the adoption of the amendment. Subsequently, **Amendment 2** was withdrawn.

Representative(s) Attkisson offered the following:

(Amendment Bar Code: 321069)

Amendment 3 (with directory and title amendments)—Between lines 117 and 118, insert:

Section 4. Paragraph (fff) is added to subsection (4) of section 320.08056, Florida Statutes, as amended by this act, to read:

320.08056 Specialty license plates.--

(4) The following license plate annual use fees shall be collected for the appropriate specialty license plates:

(fff) Future Farmers of America license plate, \$25.

Section 5. Subsection (58) is added to section 320.08058, Florida Statutes,, as amended by this act, to read:

320.08058 Specialty license plates.--

(58) FUTURE FARMERS OF AMERICA LICENSE PLATES.--

(a) Notwithstanding s. 320.08053, the department shall develop a Future Farmers of America license plate as provided in this section. Future Farmers of America license plates must bear the colors and design approved by the department. The word "Florida" must appear at the top of the plate, and the words "Agricultural Education" must appear at the bottom of the plate.

(b) The license plate annual use fee shall be distributed quarterly to the Florida Future Farmers of America Foundation, Inc., to fund activities and services of the Future Farmers of America.

(c) The Florida Future Farmers of America Foundation, Inc., shall retain all revenue from the annual use fees until all startup costs for developing and establishing the plates have been recovered. Thereafter, up to 10 percent of the annual use fee revenue may be used for administrative, handling, and disbursement expenses and up to 5 percent may be used for advertising and marketing costs. All remaining annual use fee revenue shall be used by the Florida Future Farmers of America Foundation, Inc., to fund its activities, programs, and projects, including, but not limited to, student and teacher leadership programs, the Foundation for Leadership Training Center, teacher recruitment and retention, and other special projects.

===== TITLE A M E N D M E N T =====

Remove line 17 and insert:

plates for legislative presiding officers; amending s. 320.08056, F.S.; establishing an annual use fee for the Future Farmers of America license plate; amending s. 320.08058, F.S.; creating the Future Farmers of America license plate and providing for use of funds received from the sale of the plates; providing an

Rep. Attkisson moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of HB 1589. The vote was:

Session Vote Sequence: 1031

Representative Russell in the Chair.

Yeas—114

Adams	Davis, D.	Jennings	Reagan
Allen	Davis, M.	Johnson	Rice
Altman	Dean	Jordan	Richardson
Ambler	Detert	Joyner	Rivera
Anderson	Domino	Justice	Robaina
Antone	Evers	Kottkamp	Roberson
Arza	Farkas	Kravitz	Ross
Attkisson	Fields	Kreegel	Rubio
Ausley	Flores	Kyle	Russell
Barreiro	Galvano	Legg	Ryan
Baxley	Gannon	Littlefield	Sands
Bean	Garcia	Llorente	Sansom
Bendross-Mindingall	Gardiner	Lopez-Cantera	Seiler
Bense	Gelber	Machek	Simmons
Berfield	Gibson, A.	Mahon	Slosberg
Bilirakis	Gibson, H.	Mayfield	Smith
Bogdanoff	Glorioso	McInvale	Sobel
Bowen	Goldstein	Meadows	Sorensen
Brandenburg	Goodlette	Mealor	Stansel
Brown	Gottlieb	Murzin	Stargel
Brutus	Grant	Needelman	Taylor
Bullard	Greenstein	Negron	Traviesa
Cannon	Grimsley	Patterson	Troutman
Carroll	Harrell	Peterman	Vana
Clarke	Hasner	Pickens	Waters
Coley	Hays	Planas	Williams
Cretul	Holloway	Porth	Zapata
Culp	Homan	Proctor	
Cusack	Hukill	Quinones	

Nays—3

Brummer Bucher Kendrick

Votes after roll call:

Yeas—Benson

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

HB 161—A bill to be entitled An act relating to building assessment and remediation; creating pt. XV of ch. 468, F.S., relating to regulation of mold assessment and mold remediation; providing legislative intent; providing definitions; providing requirements for practice of mold assessment or mold remediation; providing exemptions; providing for prohibited acts and penalties; providing insurance requirements; providing for contracts to perform mold assessment or mold remediation; providing a statute of limitations; providing a grandfather clause; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1032

Representative Russell in the Chair.

Yeas—117

Adams	Culp	Johnson	Reagan
Allen	Cusack	Jordan	Rice
Altman	Davis, M.	Joyner	Richardson
Ambler	Dean	Justice	Rivera
Anderson	Detert	Kendrick	Robaina
Antone	Domino	Kottkamp	Roberson
Arza	Evers	Kravitz	Ross
Attkisson	Farkas	Kreegel	Rubio
Ausley	Fields	Kyle	Russell
Barreiro	Flores	Legg	Ryan
Baxley	Galvano	Littlefield	Sands
Bean	Gannon	Llorente	Sansom
Bendross-Mindingall	Garcia	Lopez-Cantera	Seiler
Bense	Gardiner	Machek	Simmons
Benson	Gelber	Mahon	Slosberg
Berfield	Gibson, A.	Mayfield	Smith
Bilirakis	Gibson, H.	McInvale	Sobel
Bogdanoff	Goldstein	Meadows	Sorensen
Bowen	Goodlette	Mealor	Stansel
Brandenburg	Gottlieb	Murzin	Stargel
Brown	Grant	Needelman	Taylor
Brummer	Greenstein	Negron	Traviesa
Brutus	Grimsley	Patterson	Troutman
Bucher	Harrell	Peterman	Vana
Bullard	Hasner	Pickens	Waters
Cannon	Hays	Planas	Williams
Carroll	Holloway	Poppell	Zapata
Clarke	Homan	Porth	
Coley	Hukill	Proctor	
Cretul	Jennings	Quinones	

Nays—None

Votes after roll call:

Yeas—Davis, D., Glorioso

So the bill passed, as amended, and was immediately certified to the Senate.

HB 471—A bill to be entitled An act relating to fish and wildlife; amending s. 370.01, F.S.; defining the term "commercial harvester"; amending s. 370.021, F.S.; providing for base penalties; conforming penalty provisions for commercial harvesters; providing penalties for persons other than commercial harvesters; conforming provisions relating to the spiny lobster; amending s. 370.028, F.S.; conforming penalty provisions; amending s. 370.061, F.S.; correcting a cross-reference; amending ss. 370.063, 370.08, 370.081, 370.1105, 370.1121, 370.13, 370.135, 370.14, and 370.142, F.S.; conforming penalty provisions for commercial harvesters; providing penalties for persons other than commercial harvesters; conforming

provisions relating to the spiny lobster; deleting obsolete provisions; amending s. 372.562, F.S.; conforming a provision providing an exemption from fees and requirements; amending s. 372.57, F.S.; specifying seasonal recreational activities for which a license or permit is required; increasing fees for certain licenses to conform; providing a fee for a crossbow season permit; providing for crossbow season permits; providing penalties for the production, possession, and use of fraudulent fishing and hunting licenses; providing penalties for the taking of game and fish with a suspended or revoked license; conforming provisions relating to the spiny lobster; amending s. 372.5704, F.S.; conforming penalty provisions; amending ss. 372.571 and 372.573, F.S.; correcting cross-references; amending s. 372.5717, F.S.; authorizing the Fish and Wildlife Conservation Commission to defer the hunter safety education course requirement for a specified time period and for a specified number of times; providing for a special authorization and conditions to hunt using a hunter safety education deferral; deleting the mandatory minimum number of instructional hours for persons required to take the hunter safety education course; providing an exemption for the display of hunter safety education certificates; providing penalties; amending s. 372.83, F.S.; revising the penalties for violations of rules, orders, and regulations of the Fish and Wildlife Conservation Commission; creating penalties for recreational violations of certain saltwater fishing regulations established in ch. 370, F.S.; providing for court appearances in certain circumstances; providing for Level One, Level Two, Level Three, and Level Four offenses; providing for enhanced penalties for multiple violations; providing for suspension and revocation of licenses and permits, including exemptions from licensing and permit requirements; defining the term "conviction" for purposes of penalty provisions; creating s. 372.935, F.S.; providing penalties for violations involving captive wildlife and poisonous or venomous reptiles; specifying violations that constitute noncriminal infractions or second-degree misdemeanors; amending ss. 372.26, 372.265, 372.661, 372.662, 372.667, 372.705, 372.988, 372.99022, 372.99, and 372.9903, F.S.; conforming penalty provisions; amending s. 921.0022, F.S.; deleting certain Level One offense designations; creating s. 372.831, F.S.; creating the Wildlife Violators Compact; providing findings and purposes; providing definitions; providing procedures for states issuing citations for wildlife violations; providing requirements for the home state of a violator; providing for reciprocal recognition of a license suspension; providing procedures for administering the compact; providing for entry into and withdrawal from the compact; providing for construction of the compact and for severability; creating s. 372.8311, F.S.; providing for enforcement of the compact by the Fish and Wildlife Conservation Commission; providing that actions committed or omitted by the Fish and Wildlife Conservation Commission in enforcing the compact are subject to review under ch. 120, F.S.; requiring that the Fish and Wildlife Conservation Commission update the automated licensing system by August 1, 2006; repealing s. 372.711, F.S., relating to noncriminal infractions; repealing s. 372.912, F.S.; relating to poisonous or venomous reptile hunts; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1033

Representative Russell in the Chair.

Yeas—116

Adams	Benson	Clarke	Flores
Allen	Berfield	Coley	Galvano
Altman	Bilirakis	Cretul	Gannon
Ambler	Bogdanoff	Culp	Garcia
Anderson	Bowen	Cusack	Gardiner
Antone	Brandenburg	Davis, D.	Gelber
Arza	Brown	Davis, M.	Gibson, H.
Attkisson	Brummer	Dean	Glorioso
Ausley	Brutus	Detert	Goldstein
Barreiro	Bucher	Domino	Goodlette
Baxley	Bullard	Evers	Gottlieb
Bendross-Mindingall	Cannon	Farkas	Grant
Bense	Carroll	Fields	Greenstein

Grimsley	Legg	Planas	Sansom
Harrell	Littlefield	Poppell	Seiler
Hasner	Llorente	Porth	Simmons
Hays	Lopez-Cantera	Proctor	Slosberg
Holloway	Machek	Quinones	Smith
Homan	Mahon	Reagan	Sobel
Hukill	Mayfield	Rice	Sorensen
Jennings	McInvale	Richardson	Stansel
Johnson	Meadows	Rivera	Stargel
Jordan	Mealor	Robaina	Taylor
Joyner	Murzin	Roberson	Traviesa
Justice	Needelman	Ross	Troutman
Kottkamp	Negron	Rubio	Vana
Kravitz	Patterson	Russell	Waters
Kreegel	Peterman	Ryan	Williams
Kyle	Pickens	Sands	Zapata

Nays—2

Bean Kendrick

Votes after roll call:

Yeas—Gibson, A.

Nays to Yeas—Bean

So the bill passed, as amended, and was immediately certified to the Senate.

On motion by Rep. Pickens, consideration of **HB 675** was temporarily postponed.

HB 827—A bill to be entitled An act relating to pretrial release; amending s. 903.02, F.S.; providing that any judge setting or granting bail shall set a separate bail amount for each charge or offense; amending s. 903.047, F.S.; requiring a defendant to comply with all conditions of pretrial release; amending s. 903.27, F.S.; providing that in cases in which the bond forfeiture has been discharged by the court, the amount of the judgment may not exceed the amount of the unpaid fees or costs upon which the discharge had been conditioned; amending s. 903.31, F.S.; providing that the clerk of court shall furnish an executed certificate of cancellation to the surety; providing that an acquittal or a withholding of adjudication of guilt shall satisfy bond conditions; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1034

Representative Russell in the Chair.

Yeas—119

Adams	Bullard	Glorioso	Littlefield
Allen	Cannon	Goldstein	Llorente
Altman	Carroll	Goodlette	Lopez-Cantera
Ambler	Clarke	Gottlieb	Machek
Anderson	Coley	Grant	Mahon
Antone	Cretul	Greenstein	Mayfield
Arza	Culp	Grimsley	McInvale
Attkisson	Cusack	Harrell	Meadows
Ausley	Davis, D.	Hasner	Mealor
Barreiro	Davis, M.	Hays	Murzin
Baxley	Dean	Holloway	Needelman
Bean	Detert	Homan	Negron
Bendross-Mindingall	Domino	Hukill	Patterson
Bense	Evers	Jennings	Peterman
Benson	Farkas	Johnson	Pickens
Berfield	Fields	Jordan	Planas
Bilirakis	Flores	Joyner	Poppell
Bogdanoff	Galvano	Justice	Porth
Bowen	Gannon	Kendrick	Proctor
Brandenburg	Garcia	Kottkamp	Quinones
Brown	Gardiner	Kravitz	Reagan
Brummer	Gelber	Kreegel	Rice
Brutus	Gibson, A.	Kyle	Richardson
Bucher	Gibson, H.	Legg	Rivera

Robaina	Sands	Sobel	Troutman
Roberson	Sansom	Sorensen	Vana
Ross	Seiler	Stansel	Waters
Rubio	Simmons	Stargel	Williams
Russell	Slosberg	Taylor	Zapata
Ryan	Smith	Traviesa	

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate.

HB 801—A bill to be entitled An act relating to the Florida Ready to Work Certification Program; creating s. 1004.99, F.S.; creating the program to enhance student workplace skills; providing for implementation; providing program components; authorizing rulemaking; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1035

Representative Russell in the Chair.

Yeas—119

Adams	Culp	Hukill	Proctor
Allen	Cusack	Jennings	Quinones
Altman	Davis, D.	Johnson	Reagan
Ambler	Davis, M.	Jordan	Rice
Anderson	Dean	Joyner	Richardson
Antone	Detert	Justice	Rivera
Arza	Domino	Kendrick	Robaina
Attkisson	Evers	Kottkamp	Roberson
Ausley	Farkas	Kravitz	Ross
Barreiro	Fields	Kreegel	Rubio
Baxley	Flores	Kyle	Russell
Bean	Galvano	Legg	Ryan
Bendross-Mindingall	Gannon	Littlefield	Sands
Bense	Garcia	Llorente	Sansom
Benson	Gardiner	Lopez-Cantera	Seiler
Berfield	Gelber	Machek	Simmons
Bilirakis	Gibson, A.	Mahon	Slosberg
Bogdanoff	Gibson, H.	Mayfield	Smith
Bowen	Glorioso	McInvale	Sobel
Brandenburg	Goldstein	Meadows	Sorensen
Brown	Goodlette	Mealor	Stansel
Brummer	Gottlieb	Murzin	Stargel
Brutus	Grant	Needelman	Taylor
Bucher	Greenstein	Negron	Traviesa
Bullard	Grimsley	Patterson	Troutman
Cannon	Harrell	Peterman	Vana
Carroll	Hasner	Pickens	Waters
Clarke	Hays	Planas	Williams
Coley	Holloway	Poppell	Zapata
Cretul	Homan	Porth	

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate.

HB 1297—A bill to be entitled An act relating to the Town of Grant-Valkaria, Brevard County; creating the Town of Grant-Valkaria; providing a charter for the town; providing powers of the town; providing for liberal construction; providing for a town council-administrator form of government; providing corporate boundaries; providing that the town may contract with other governmental entities; providing for a town council and its powers and duties, compensation, and membership; providing for a mayor and vice mayor and their powers and duties; providing for filling of vacancies; providing for meetings of the town council; providing for ordinances; restricting the use of eminent domain; providing for a town administrator and

his or her powers and duties, appointment, qualifications, and compensation; requiring the town administrator to furnish a security bond; providing for removal or absence of the town administrator; providing that the town may establish departments, offices, and agencies and providing for administration of those under the direction and supervision of the town administrator; providing for a personnel system; providing for a town attorney; providing for land use, development, and environmental planning; providing for accounting procedures; specifying the fiscal year of the town; requiring an annual audit; providing for availability of financial records of the town; providing for public deposits; providing requirements for purchase or sale of real property by the town; providing for an annual budget; authorizing the levy of certain taxes within the town; prohibiting the issuance of certain bonds or entering into certain types of contracts unless approved by referendum; providing for emergency appropriations; providing for town elections; providing for conduct of officials in office; providing for appointments and removals of town administrative officers and employees; providing that the town council shall deal with the town administrator and not officers and employees of the administrator; providing for regulation of campaign financing; requiring a long-range plan and a 5-year financial plan; providing for emergency operations; providing for dissolution; providing for charter amendment and review; providing for regulation of land use, zoning, and development; providing for transition, including an interim council, continuity and sources of revenues, and continuity of services; providing severability; requiring a referendum; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1036

Representative Russell in the Chair.

Yeas—119

Adams	Culp	Hukill	Proctor
Allen	Cusack	Jennings	Quinones
Altman	Davis, D.	Johnson	Reagan
Ambler	Davis, M.	Jordan	Rice
Anderson	Dean	Joyner	Richardson
Antone	Detert	Justice	Rivera
Arza	Domino	Kendrick	Robaina
Attkisson	Evers	Kottkamp	Roberson
Ausley	Farkas	Kravitz	Ross
Barreiro	Fields	Kreegel	Rubio
Baxley	Flores	Kyle	Russell
Bean	Galvano	Legg	Ryan
Bendross-Mindingall	Gannon	Littlefield	Sands
Bense	Garcia	Llorente	Sansom
Benson	Gardiner	Lopez-Cantera	Seiler
Berfield	Gelber	Machek	Simmons
Bilirakis	Gibson, A.	Mahon	Slosberg
Bogdanoff	Gibson, H.	Mayfield	Smith
Bowen	Glorioso	McInvale	Sobel
Brandenburg	Goldstein	Meadows	Sorensen
Brown	Goodlette	Mealor	Stansel
Brummer	Gottlieb	Murzin	Stargel
Brutus	Grant	Needelman	Taylor
Bucher	Greenstein	Negron	Traviesa
Bullard	Grimsley	Patterson	Troutman
Cannon	Harrell	Peterman	Vana
Carroll	Hasner	Pickens	Waters
Clarke	Hays	Planas	Williams
Coley	Holloway	Poppell	Zapata
Cretul	Homan	Porth	

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate.

On motion by Rep. Traviesa, consideration of **HB 1199** was temporarily postponed.

HB 7217—A bill to be entitled An act relating to child support; amending s. 61.13, F.S.; requiring either or both parents who owe support to secure a child support award; amending s. 61.30, F.S.; providing conditions for the imputation of income by the court under certain circumstances; providing for the determination of net income; providing the child support guidelines schedule; providing for income levels above what is reflected in the schedule; revising amount of child care costs to be added to the basic child support obligation; revising method for calculating each parent's percentage share of the child support need; revising method of calculating the total minimum child support need; revising factors to be considered by the court in adjusting child support awards; providing for calculation of child support orders in cases of split parenting arrangements; specifying the method for determining a child support order amount; amending s. 409.2563, F.S.; providing for the imputation of income under certain circumstances; amending s. 409.2564, F.S.; revising a threshold for arrearages before passport restrictions apply; amending s. 409.25641, F.S.; requiring the Department of Revenue to employ automated administrative enforcement of support orders in interstate cases; authorizing the department to establish a corresponding case under certain circumstances; requiring the Office of Program Policy Analysis and Government Accountability to evaluate state compliance with federally required review of child support guidelines and provide a report to the Governor and Legislature; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1037

Representative Russell in the Chair.

Yeas—117

Adams	Cusack	Jennings	Quinones
Allen	Davis, D.	Johnson	Reagan
Altman	Davis, M.	Jordan	Rice
Ambler	Dean	Joyner	Richardson
Anderson	Detert	Justice	Rivera
Antone	Domino	Kendrick	Robaina
Arza	Evers	Kottkamp	Roberson
Attkisson	Farkas	Kravitz	Ross
Ausley	Fields	Kreegel	Rubio
Barreiro	Flores	Kyle	Russell
Baxley	Galvano	Legg	Ryan
Bean	Gannon	Littlefield	Sands
Bendross-Mindingall	Garcia	Llorete	Sansom
Benson	Gardiner	Lopez-Cantera	Seiler
Berfield	Gelber	Machek	Simmons
Bilirakis	Gibson, A.	Mahon	Slosberg
Bogdanoff	Gibson, H.	Mayfield	Smith
Bowen	Glorioso	McInvale	Sobel
Brandenburg	Goldstein	Meadows	Sorensen
Brown	Goodlette	Mealor	Stansel
Brummer	Gottlieb	Murzin	Stargel
Brutus	Grant	Needelman	Taylor
Bucher	Greenstein	Negron	Traviesa
Bullard	Grimsley	Patterson	Vana
Cannon	Harrell	Peterman	Waters
Carroll	Hasner	Pickens	Williams
Clarke	Hays	Planas	Zapata
Coley	Holloway	Poppell	
Cretul	Homan	Porth	
Culp	Hukill	Proctor	

Nays—None

Votes after roll call:

Yeas—Troutman

So the bill passed, as amended, and was immediately certified to the Senate.

HB 7173—A bill to be entitled An act relating to the welfare of children; amending s. 39.001, F.S.; providing additional purposes of ch. 39, F.S.;

revising legislative intent; creating the Office of Child Abuse Prevention within the Executive Office of the Governor; directing the Governor to appoint a director of the office; providing duties and responsibilities of the director; providing procedures for evaluation of child abuse prevention programs; requiring a report to the Governor, Legislature, secretaries of certain state agencies, and certain committees of the Legislature; providing for information to be included in the report; providing for the development and implementation of a state plan for the coordination of child abuse prevention programs and services; establishing a Child Abuse Prevention Advisory Council; providing for membership, duties, and responsibilities; requiring requests for funding to be based on the state plan; providing for review and revision of the state plan; granting rulemaking authority to the Executive Office of the Governor; requiring the Legislature to evaluate the office by a specified date; amending s. 39.0014, F.S.; providing responsibilities of the office under ch. 39, F.S.; amending s. 39.01, F.S.; providing and revising definitions; amending s. 39.202, F.S.; providing access to records for agencies that provide early intervention and prevention services; amending ss. 39.0015, 39.013, and 39.302, F.S.; conforming cross-references and terminology; amending s. 39.701, F.S.; requiring the court to issue an order that is separate from other judicial review orders; amending s. 402.164, F.S.; establishing legislative intent for the statewide and local advocacy councils; revising a definition; amending s. 402.165, F.S.; providing for termination of members of the statewide council; providing guidelines for selection of the executive director of the Florida Statewide Advocacy Council; establishing a process for investigating reports of abuse; revising council meeting requirements; providing requirements for interagency agreements; requiring interagency agreements to be renewed annually and submitted to the Governor by a specified date; providing additional requirements for the statewide council to petition the circuit court for access to certain records; amending s. 409.1451, F.S., relating to independent living transition services; revising eligibility requirements for certain young adults; revising duties of the Department of Children and Family Services regarding independent living transition services; including additional parties in the review of a child's academic performance; requiring the department or a community-based care lead agency under contract with the department to develop a plan for delivery of such services; requiring additional aftercare support services; providing additional qualifications to receive an award under the Road-to-Independence Program; deleting certain time restrictions for submitting applications; providing procedures for the payment of awards; requiring collaboration between certain parties in the development of a plan regarding the provision of transitional services; requiring a community-based care lead agency to develop a plan for purchase and delivery of such services and requiring department approval prior to implementation; requiring the department to submit a report annually to the Legislature on performance, oversight, and rule development; permitting the Independent Living Services Advisory Council to have access to certain data held by the department and certain agencies; amending s. 409.175, F.S.; revising the definition of the term "boarding school" to require such schools to meet certain standards within a specified timeframe; amending s. 409.903, F.S.; providing eligibility criteria for certain persons to qualify for medical assistance payments; creating s. 743.045, F.S.; removing the disability of nonage for certain youth in the legal custody of the Department of Children and Family Services; amending s. 1009.25, F.S.; providing additional criteria for a student to qualify for an exemption from certain tuition and fees; providing a contingent effective date.

—was read the third time by title.

The Rules & Calendar Council offered the following:

(Amendment Bar Code: 656053)

Technical Amendment 2—Remove lines 1655 and 1656 and insert: except that s. 409.1451(2) and (5)(b)2.a., Florida Statutes, as amended by this act, shall take effect only if a

Rep. Goodlette moved the adoption of the amendment, which was adopted.

The question recurred on the passage of HB 7173. The vote was:

Session Vote Sequence: 1038

Representative Russell in the Chair.

Yeas—118

Adams	Culp	Hukill	Proctor
Allen	Cusack	Jennings	Quinones
Altman	Davis, D.	Johnson	Reagan
Ambler	Davis, M.	Jordan	Rice
Anderson	Dean	Joyner	Richardson
Antone	Detert	Justice	Rivera
Arza	Domino	Kendrick	Robaina
Attkisson	Evers	Kottkamp	Roberson
Ausley	Farkas	Kravitz	Ross
Barreiro	Fields	Kreegel	Rubio
Baxley	Flores	Kyle	Russell
Bean	Galvano	Legg	Ryan
Bendross-Mindingall	Gannon	Littlefield	Sands
Bense	Garcia	Llorente	Sansom
Benson	Gardiner	Lopez-Cantera	Seiler
Berfield	Gelber	Machek	Simmons
Bilirakis	Gibson, A.	Mahon	Slosberg
Bogdanoff	Gibson, H.	Mayfield	Smith
Bowen	Glorioso	McInvale	Sorensen
Brandenburg	Goldstein	Meadows	Stansel
Brown	Goodlette	Mealor	Stargel
Brummer	Gottlieb	Murzin	Taylor
Brutus	Grant	Needelman	Traviesa
Bucher	Greenstein	Negron	Troutman
Bullard	Grimsley	Patterson	Vana
Cannon	Harrell	Peterman	Waters
Carroll	Hasner	Pickens	Williams
Clarke	Hays	Planas	Zapata
Coley	Holloway	Poppell	
Cretul	Homan	Porth	

Nays—None

Votes after roll call:

Yeas—Sobel

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

HB 1093—A bill to be entitled An act relating to physicians; creating s. 381.0304, F.S.; requiring the Division of Health Access and Tobacco of the Department of Health to monitor, evaluate, and report on the supply and distribution of allopathic physicians and osteopathic physicians and medical education in the state; requiring the division to report on the supply and distribution of dentists in specified Agency for Health Care Administration Medicaid service areas; providing a contingent effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1039

Representative Russell in the Chair.

Yeas—119

Adams	Bendross-Mindingall	Bullard	Domino
Allen	Bense	Cannon	Evers
Altman	Benson	Carroll	Farkas
Ambler	Berfield	Clarke	Fields
Anderson	Bilirakis	Coley	Flores
Antone	Bogdanoff	Cretul	Galvano
Arza	Bowen	Culp	Gannon
Attkisson	Brandenburg	Cusack	Garcia
Ausley	Brown	Davis, D.	Gardiner
Barreiro	Brummer	Davis, M.	Gelber
Baxley	Brutus	Dean	Gibson, A.
Bean	Bucher	Detert	Gibson, H.

Glorioso	Kendrick	Patterson	Sands
Goldstein	Kottkamp	Peterman	Sansom
Goodlette	Kravitz	Pickens	Seiler
Gottlieb	Kreegel	Planas	Simmons
Grant	Kyle	Poppell	Slosberg
Greenstein	Legg	Porth	Smith
Grimsley	Littlefield	Proctor	Sobel
Harrell	Llorente	Quinones	Sorensen
Hasner	Lopez-Cantera	Reagan	Stansel
Hays	Machek	Rice	Stargel
Holloway	Mahon	Richardson	Taylor
Homan	Mayfield	Rivera	Traviesa
Hukill	McInvale	Robaina	Troutman
Jennings	Meadows	Roberson	Vana
Johnson	Mealor	Ross	Waters
Jordan	Murzin	Rubio	Williams
Joyner	Needelman	Russell	Zapata
Justice	Negron	Ryan	

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate.

HB 1579—A bill to be entitled An act relating to the Sarasota Manatee Airport Authority; amending chapter 2003-309, Laws of Florida; authorizing and empowering the authority to be and serve as a local agency under pt. II of ch. 159, F.S., the Florida Industrial Development Financing Act; eliminating the aggregate limit on outstanding industrial development revenue bonds issued by the authority; deleting hyphens in "Sarasota-Manatee Airport Authority" and "Sarasota-Bradenton International Airport"; substituting the Transportation Security Administration for the Federal Aviation Administration as the federal agency authorized to enforce security programs; changing the reference to adjacent campus from "University of South Florida" to "New College of Florida" for purposes of defining the term "airport grounds"; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1040

Representative Russell in the Chair.

Yeas—117

Adams	Cretul	Holloway	Porth
Allen	Culp	Homan	Proctor
Altman	Cusack	Hukill	Quinones
Ambler	Davis, D.	Jennings	Reagan
Anderson	Davis, M.	Johnson	Rice
Antone	Dean	Jordan	Richardson
Arza	Detert	Joyner	Rivera
Attkisson	Domino	Justice	Robaina
Ausley	Evers	Kendrick	Roberson
Barreiro	Farkas	Kottkamp	Ross
Baxley	Fields	Kravitz	Rubio
Bean	Flores	Kreegel	Russell
Bendross-Mindingall	Galvano	Kyle	Ryan
Bense	Gannon	Legg	Sands
Benson	Garcia	Littlefield	Sansom
Berfield	Gardiner	Llorente	Seiler
Bilirakis	Gelber	Lopez-Cantera	Simmons
Bogdanoff	Gibson, A.	Machek	Slosberg
Bowen	Gibson, H.	Mahon	Smith
Brandenburg	Glorioso	Mayfield	Sobel
Brown	Goldstein	McInvale	Sorensen
Brummer	Goodlette	Meadows	Stansel
Brutus	Gottlieb	Mealor	Stargel
Bucher	Grant	Murzin	Taylor
Bullard	Greenstein	Needelman	Traviesa
Cannon	Grimsley	Negron	Troutman
Carroll	Harrell	Patterson	Vana
Clarke	Hasner	Planas	Waters
Coley	Hays	Poppell	Williams

Zapata

Nays—None

Votes after roll call:

Yeas—Peterman

So the bill passed, as amended, and was immediately certified to the Senate.

HB 1559—A bill to be entitled An act relating to Brevard County; creating the Viera Stewardship District; providing a short title; providing legislative findings and intent; providing definitions; stating legislative policy regarding creation of the district; establishing compliance with minimum requirements in s. 189.404(3), F.S., for creation of an independent special district; providing for creation and establishment of the district; establishing the legal boundaries of the district; providing for the jurisdiction and charter of the district; providing for a board of supervisors and establishing membership criteria and election procedures; providing for board members' terms of office; providing for board meetings; providing for administrative duties of the board; providing a method for transition of the board from landowner control to control by the resident electors of the district; providing for a district manager and district personnel; providing for a district treasurer, selection of a public depository, and district budgets and financial reports; providing for the general powers of the district; providing for the special powers of the district to plan, finance, and provide community infrastructure and services within the district; providing for required notices to purchasers of residential units within the district; providing severability; providing for a referendum; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1041

Representative Russell in the Chair.

Yeas—115

Adams	Cusack	Jennings	Quinones
Allen	Davis, D.	Jordan	Reagan
Altman	Davis, M.	Joyner	Rice
Ambler	Dean	Justice	Richardson
Anderson	Detert	Kendrick	Rivera
Antone	Domino	Kottkamp	Robaina
Arza	Evers	Kravitz	Roberson
Attkisson	Farkas	Kreegel	Ross
Ausley	Fields	Kyle	Rubio
Barreiro	Flores	Legg	Russell
Baxley	Galvano	Littlefield	Ryan
Bean	Garcia	Llorente	Sands
Bendross-Mindingall	Gardiner	Lopez-Cantera	Sansom
Bense	Gelber	Machek	Seiler
Benson	Gibson, A.	Mahon	Simmons
Berfield	Gibson, H.	Mayfield	Slosberg
Bilirakis	Glorioso	McInvale	Smith
Bogdanoff	Goldstein	Meadows	Sobel
Bowen	Goodlette	Mealor	Sorensen
Brandenburg	Gottlieb	Murzin	Stansel
Brown	Grant	Needelman	Stargel
Brummer	Greenstein	Negron	Taylor
Brutus	Grimsley	Patterson	Traviesa
Bucher	Harrell	Peterman	Troutman
Bullard	Hasner	Pickens	Vana
Carroll	Hays	Planas	Waters
Clarke	Holloway	Poppell	Williams
Cretul	Homan	Porth	Zapata
Culp	Hukill	Proctor	

Nays—None

Votes after roll call:

Yeas—Gannon, Johnson

So the bill passed, as amended, and was immediately certified to the Senate.

HB 7215—A bill to be entitled An act relating to rural health care; amending s. 381.0405, F.S.; revising the purpose and functions of the Office of Rural Health in the Department of Health; requiring the Secretary of Health and the Secretary of Health Care Administration to appoint an advisory council to advise the office; providing for terms of office of the members of the advisory council; authorizing per diem and travel reimbursement for members of the advisory council; requiring a report to the Governor and Legislature; amending s. 381.0406, F.S.; revising legislative findings and intent with respect to rural health networks; revising definitions; providing additional functions of and requirements for membership in rural health networks; requiring rural health networks to submit rural health infrastructure development plans to the office by a specified date; revising provisions relating to the governance and organization of rural health networks; revising the services to be provided by provider members of rural health networks; requiring coordination among rural health networks and area health education centers and health planning councils; establishing performance standards; establishing a grant program for funding rural health networks; defining projects that may be funded through the grant program; requiring the department to establish rules governing rural health network grant programs and performance standards; amending s. 395.602, F.S.; defining "critical access hospital"; revising and deleting definitions; amending s. 395.603, F.S.; deleting a requirement that the Agency for Health Care Administration adopt a rule relating to deactivation of rural hospital beds under certain circumstances; requiring that rural critical access hospitals maintain a certain number of actively licensed beds; amending s. 395.604, F.S.; removing emergency care hospitals and essential access community hospitals from certain licensure requirements; specifying certain special conditions for rural primary care hospitals; amending s. 395.6061, F.S.; specifying the purpose of the rural hospital capital improvement grant program; providing for grant management by the department; modifying the conditions for receiving a grant; providing for preferential assistance for financially distressed rural hospitals; providing purpose of the program; providing requirements for receiving certain assistance; requiring a participation agreement and providing for contents thereof; creating s. 408.7054, F.S.; establishing the Rural Provider Service Network Development Program; providing purposes; authorizing the agency to provide funding through a grant program for the establishment of rural provider service networks; providing eligibility requirements; authorizing preferential funding to certain providers; authorizing the agency to adopt rules; amending ss. 408.07, 409.9116, and 1009.65, F.S.; conforming cross-references; repealing s. 395.605, F.S., relating to the licensure of emergency care hospitals; creating s. 381.7366, F.S.; establishing the Office of Minority Health; providing legislative intent; providing for organization, duties, and responsibilities; requiring a report to the Governor and Legislature; providing an effective date.

—was read the third time by title.

Representative(s) Garcia offered the following:

(Amendment Bar Code: 762241)

Amendment 1 (with title amendment)—Remove line(s) 828-874:

===== T I T L E A M E N D M E N T =====

Remove line(s) 46-53 and insert:

and providing for contents thereof; amending ss. 408.07, 409.9116, and

Rep. Garcia moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of HB 7215. The vote was:

Session Vote Sequence: 1042

Representative Russell in the Chair.

Yeas—116

Adams	Cretul	Homan	Porth
Allen	Culp	Hukill	Proctor
Altman	Cusack	Jennings	Quinones
Ambler	Davis, D.	Johnson	Reagan
Anderson	Davis, M.	Jordan	Rice
Antone	Dean	Joyner	Richardson
Arza	Detert	Justice	Rivera
Attkisson	Domino	Kendrick	Robaina
Ausley	Evers	Kottkamp	Roberson
Barreiro	Farkas	Kravitz	Ross
Baxley	Fields	Kreegel	Rubio
Bean	Flores	Legg	Russell
Bendross-Mindingall	Galvano	Littlefield	Ryan
Bense	Gannon	Llorente	Sands
Benson	Garcia	Lopez-Cantera	Sansom
Berfield	Gelber	Machek	Seiler
Bilirakis	Gibson, A.	Mahon	Simmons
Bogdanoff	Gibson, H.	Mayfield	Slosberg
Bowen	Glorioso	McInvale	Smith
Brandenburg	Goldstein	Meadows	Sobel
Brown	Goodlette	Mealor	Sorensen
Brummer	Gottlieb	Murzin	Stansel
Brutus	Grant	Needelman	Stargel
Bucher	Greenstein	Negron	Taylor
Bullard	Grimsley	Patterson	Traviesa
Cannon	Harrell	Peterman	Troutman
Carroll	Hasner	Pickens	Waters
Clarke	Hays	Planas	Williams
Coley	Holloway	Poppell	Zapata

Nays—None

Votes after roll call:

Yeas—Vana

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

HB 1629—A bill to be entitled An act relating to the Gainesville-Alachua County Regional Airport Authority; codifying, reenacting, amending, and repealing chapters 86-469, 89-433, and 95-457, Laws of Florida, relating to the authority; providing a short title; providing definitions; providing purpose of the authority; providing for membership, organization, restrictions, and powers and duties of the authority; requiring a budget; specifying relationship between the authority and local governments; providing for conveyance of land to the authority; authorizing issuance of bonds; specifying covenant of the state; authorizing an alcoholic beverage license; providing for purchasing and award of contracts; prohibiting discrimination; authorizing the right to sue and be sued; providing for severability; prohibiting supersession of certain laws and grant assurances; providing an effective date.

—was read the third time by title.

Representative(s) Jennings offered the following:

(Amendment Bar Code: 528647)

Amendment 2—Remove line(s) 44-239 and insert:
by interlocal agreement between the City of Gainesville and the authority, that is designed for the landing and taking off of aircraft, whether or not facilities are provided for the shelter, servicing, or repair of aircraft or for receiving and discharging passengers or cargo, and all appurtenant areas used or suitable for airport buildings or other airport facilities, which may change from time to time by amendment to the interlocal agreement between the City of Gainesville and the authority.

(2) "Airport facilities" means facilities used for the transportation of people and cargo as described by the interlocal agreement between the City of

Gainesville the and authority, including, but not limited to, runways, taxiways, taxi lanes, aprons, hangars, shops, terminals, buildings, parking lots, roadways, and all other facilities necessary or desirable for the landing, taking off, operating, servicing, repairing, and parking of aircraft, and the unloading and handling of passengers, mail, and express and freight cargo, together with all necessary appurtenances and equipment and all property rights, easements, and franchises relating thereto.

(3) "Authority" means the Gainesville-Alachua County Regional Airport Authority created herein.

(4) "Board of county commissioners" means the Board of County Commissioners of the County of Alachua.

(5) "Bond" includes bonds, debentures, notes, certificates of indebtedness, mortgage certificates, or other obligations or evidences of indebtedness of any type or character.

(6) "City" means the City of Gainesville.

(7) "City Commission" means the City Commission of the City of Gainesville.

(8) "County" means the County of Alachua.

(9) "Person" means any individual, firm, partnership, corporation, company, association, joint stock association, or body politic and includes any trustee, receiver, assignee, or other similar representative thereof.

(10) "Revenue bonds" means obligations of the authority which are payable from revenues derived from sources other than ad valorem taxes on real or tangible personal property and which do not pledge the property, credit, or general tax revenue of the authority or the city.

(11) "Refunding bonds" means bonds issued to refinance outstanding bonds of any type and the interest and redemption premium thereon. Refunding bonds shall be issuable and payable in the same manner as the refinanced bonds, except that no approval by the electorate shall be required unless required by the State Constitution.

Section 3. Creation; purpose.--

(1) The Gainesville-Alachua County Regional Airport Authority is created, and the powers granted by this act are declared to be public and governmental functions, exercised for public purposes, and are matters of public necessity. Lands and other real and personal property, easements, and privileges acquired and used by the authority are declared to have been acquired for and used for public and governmental purposes and as a matter of public necessity. The authority is a public body corporate and is an independent special district.

(2) The authority shall have jurisdiction over the operation and maintenance of, and improvements to, the airport and airport facilities. The authority has jurisdiction, control, supervision, and management over other airports in the county except any airport owned, controlled, and operated by a private person. Said jurisdiction, control, supervision, and management are in the best interest of the county and each municipality.

Section 4. Membership of the authority.--

(1) The powers of the authority shall be vested in its members in office from time to time. There shall be nine members. No member shall receive any compensation for services as a member. As a condition of eligibility for appointment and to hold office, each member shall reside within the city or the county. However, one member appointed by the Governor may reside in a county contiguous to Alachua County. No person shall serve as a member of the authority and, at the same time, hold any publicly elected office in the State of Florida.

(2) Upon expiration of initial terms of office, subsequent appointments shall be made as follows:

(a) The Governor shall replace by appointment any of the three members appointed by him or her under chapter 95-457, Laws of Florida, on or prior to the date of expiration of the preceding term.

(b) The board of county commissioners shall replace by appointment the member appointed by it under chapter 95-457, Laws of Florida, on or prior to the date of expiration of the preceding term.

(c) The city commission shall replace by appointment any of the remaining five members on or prior to the expiration of the preceding term.

(3) If, upon expiration of a member's term of office, the appointing entity fails to replace by appointment its member, and the member is willing to

continue to serve, the member with the expired term shall continue to serve until a replacement appointment is made.

(4) The term of any member initially appointed prior to the effective date of this act shall expire on July 31 of the year such member's term was scheduled to expire under chapter 95-457, Laws of Florida. No member shall serve more than two successive terms.

(5) All members appointed subsequent to the effective date of this act shall serve 3-year terms of office, beginning on August 1 and expiring on July 31 of the appropriate year.

(6) Except as may be otherwise provided herein, vacancies in office shall be filled for the balance of the term by the appropriate appointing entity, in the same manner as set forth in subsection (2). A vacant position shall remain vacant until a successor has been appointed by the appropriate appointing entity.

(7) A member may be removed by the entity appointing such member upon grounds constituting misfeasance, neglect of duty, incompetence, or permanent inability to perform official duties. Upon conviction of a felony, a member shall be automatically removed. The unexcused failure to attend three consecutive regular meetings of the authority shall be deemed neglect of duty, without limiting the meaning of the term "neglect of duty."

Section 5. Organization; meetings; notice; quorum.--A chair, vice chair, and secretary-treasurer shall be chosen by and from the authority membership. The chair, vice chair, and secretary-treasurer shall each serve a term of office of 1 year, and no member shall hold the same office for more than two consecutive terms.

(1) The authority shall meet at the call of the chair, at the request of three or more of its members, and at such other times as may be prescribed by rule of the authority.

(2) The authority shall give notice of all meetings at least 48 hours prior thereto, which shall be published in a newspaper in general circulation in Alachua County, and shall include agenda items whenever such items involve leasing of any airport property. All meetings of the authority shall be so noticed except emergency meetings, which shall only be called when there is an immediate danger to the public health, safety, or welfare, do not require at least 48 hours' prior public notice, and reasonable notice under the circumstances shall be provided in such cases.

(3) The presence of five members is required to constitute a quorum, and the affirmative vote of a majority of the members present and eligible to vote, but no fewer than four of the members present and eligible to vote, is required for any action or recommendation by the authority.

Section 6. Restrictions.--

(1) No person who has transacted business with the authority shall be eligible for appointment to the authority until 3 years after the last transaction. No person who has served on the authority shall be eligible to transact business with the authority until 3 years after the person's last date of service. Said transactions include transactions either for oneself or as an employee of, agent for, or consultant to any other person or legal entity. However, nothing in this paragraph shall be construed as prohibiting an appointed member from purchasing supplies or services from any fixed-base operators or tenants at the airport or Airport Industrial Park, or for renting individual aircraft hangars or tie-downs offered to the general public and owned by the authority, provided that the price and terms of the transaction are available to all members of the public.

(2) No member, officer, agent, or employee of the authority, either for himself or herself or as agent for anyone else, or as a stockholder or owner in any other legal entity, shall participate in or benefit directly or indirectly from any sale, purchase, lease, franchise, contract, or other transaction entered into by the authority or the city. The provisions of this subsection shall be cumulative to any general laws of the state that may from time to time be applicable to members, officers, agents, or employees of the authority and that require the disclosure of, or prohibit, conflicts of interest.

(3) No member, as an individual, may represent the authority, speak for the authority, or speak on behalf of the authority without being directed through a formal action of the authority to do so.

Section 7. Powers and duties.--

(1) The authority shall have jurisdiction over the operation and maintenance of all airport and airport facilities in the city or county, except any airport owned and operated by a private person.

(2) The authority has the power to and may:

(a) Approve, file with the chief executive officer (CEO), and pay any surety bond required of any member or of any employee of the authority.

(b) Advertise for sealed bids when required by law; however, the authority may reject all bids and readvertise or select a single item from any bid as further provided in this act.

(c) Adopt before October 1 an annual budget that has been prepared by the CEO and which must include an estimate of all revenues and anticipated expenditures for the following fiscal year.

(d) Require in all bond documents that moneys derived from such bonds be paid to or upon order of the authority.

(e) Have the authority's finances audited in the same manner as other independent special districts are audited.

(f) Rely on the provisions of this act in exercising its powers.

(g) Appoint or employ and constitute its own airport guards or police officers, or to contract with the city, county, or agency of the state to provide law enforcement services and protection through its duly sworn officers, and all such officers shall have full power of arrest to prevent or abate the commission of an offense against the ordinances of the city or county, the laws of this state, or the laws of the United States, when any such offense or threatened offense occurs upon the airport.

Rep. Jennings moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of HB 1629. The vote was:

Session Vote Sequence: 1043

Representative Russell in the Chair.

Yeas—115

Adams	Culp	Hukill	Quinones
Allen	Cusack	Johnson	Reagan
Altman	Davis, D.	Jordan	Rice
Ambler	Davis, M.	Joyner	Richardson
Antone	Dean	Justice	Rivera
Arza	Detert	Kendrick	Robaina
Attkisson	Domino	Kottkamp	Roberson
Ausley	Evers	Kravitz	Ross
Barreiro	Farkas	Kreegel	Rubio
Baxley	Fields	Kyle	Russell
Bean	Flores	Legg	Ryan
Bendross-Mindingall	Galvano	Littlefield	Sands
Bense	Gannon	Llorente	Sansom
Benson	Garcia	Machek	Seiler
Berfield	Gardiner	Mahon	Simmons
Bilirakis	Gelber	Mayfield	Slosberg
Bogdanoff	Gibson, A.	McInvale	Smith
Bowen	Gibson, H.	Meadows	Sobel
Brandenburg	Glorioso	Mealor	Sorensen
Brown	Goodlette	Murzin	Stansel
Brummer	Gottlieb	Needelman	Stargel
Brutus	Grant	Negron	Taylor
Bucher	Greenstein	Patterson	Traviesa
Bullard	Grimsley	Peterman	Troutman
Cannon	Harrell	Pickens	Vana
Carroll	Hasner	Planas	Waters
Clarke	Hays	Poppell	Williams
Coley	Holloway	Porth	Zapata
Cretul	Homan	Proctor	

Nays—None

Votes after roll call:

Yeas—Jennings, Lopez-Cantera

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

HB 1563—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; revising the date until which a confidential and exempt social security number or an exempt complete bank account, debit, charge, or credit card number included in a court file may be included as part of a court record available for public inspection and copying unless redaction is requested; providing that the clerk of the circuit court has no liability for the inadvertent release of certain confidential and exempt social security numbers or exempt bank account, debit, charge, or credit card numbers; revising the date until which a social security number or a complete bank account, debit, charge, or credit card number included in a document presented to the county recorder for recording in the official records of the county may be made available as part of the official record available for public inspection and copying; requiring the county recorder to use his or her best efforts to redact all social security numbers and complete bank account, debit, charge, or credit card numbers from electronic copies of official records documents; providing that the county recorder is not liable for the inadvertent release of certain confidential and exempt social security numbers or exempt bank account, debit, charge, or credit card numbers; revising the date on which the clerk of the circuit court and the county recorder must commence keeping complete bank account, debit, charge, and credit card numbers exempt and must commence keeping social security numbers confidential and exempt without any person having to request redaction; making editorial changes; reenacting s. 1007.35(8)(b), F.S., relating to access to information necessary to evaluate the effectiveness of delivered services from the Florida Partnership for Minority and Underrepresented Student Achievement, to incorporate the amendments made to s. 119.071, F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

Representative(s) Brummer offered the following:

(Amendment Bar Code: 945419)

Amendment 1 (with title amendment)—Remove line(s) 206-211 and insert:
request.

===== T I T L E A M E N D M E N T =====

Remove line(s) 8-12 and insert:
redaction is requested; revising the date until which a social security

Rep. Brummer moved the adoption of the amendment, which failed to receive the required two-thirds vote for adoption.

The question recurred on the passage of HB 1563. The vote was:

Session Vote Sequence: 1044

Representative Russell in the Chair.

Yeas—114

Adams	Bowen	Evers	Hasner
Allen	Brandenburg	Farkas	Hays
Altman	Brown	Fields	Holloway
Ambler	Brutus	Flores	Homan
Anderson	Bucher	Galvano	Hukill
Antone	Bullard	Gannon	Jennings
Arza	Cannon	Garcia	Johnson
Attkisson	Carroll	Gardiner	Jordan
Ausley	Clarke	Gelber	Joyner
Barreiro	Coley	Gibson, A.	Justice
Baxley	Cretul	Gibson, H.	Kendrick
Bean	Culp	Glorioso	Kottkamp
Bendross-Mindingall	Cusack	Goldstein	Kravitz
Bense	Davis, D.	Gottlieb	Kreegel
Benson	Davis, M.	Grant	Kyle
Berfield	Dean	Greenstein	Legg
Bilirakis	Detert	Grimsley	Littlefield
Bogdanoff	Domino	Harrell	Llorente

Lopez-Cantera
Machek
Mahon
Mayfield
McInvale
Meadows
Mealor
Murzin
Needelman
Patterson
Peterman

Planas
Poppell
Proctor
Quinones
Reagan
Rice
Richardson
Rivera
Robaina
Roberson
Ross

Rubio
Russell
Ryan
Sands
Sansom
Seiler
Simmons
Slosberg
Smith
Sobel
Sorensen

Stansel
Stargel
Taylor
Traviesa
Troutman
Vana
Waters
Williams
Zapata

Nays—3

Brummer

Goodlette

Negron

Votes after roll call:

Yeas—Porth

So the bill passed, as amended, and was immediately certified to the Senate.

HB 527—A bill to be entitled An act relating to suicide prevention; creating s. 397.3335, F.S.; creating the Statewide Office for Suicide Prevention in the Office of Drug Control; providing the goals and objectives of the office; creating the position of statewide coordinator for the statewide office, contingent upon a specific appropriation; specifying the education and experience requirements for the position of coordinator; detailing the duties and responsibilities of the coordinator; authorizing the Statewide Office for Suicide Prevention to seek and accept grants or funds from any source to support its operation; creating s. 397.3336, F.S.; creating the Suicide Prevention Coordinating Council within the Office of Drug Control; providing the scope of activities for the coordinating council; creating an interagency workgroup for state agencies within the coordinating council in order to coordinate state agency plans for suicide prevention; authorizing the coordinating council to assemble an ad hoc committee to advise the coordinating council; requiring a report to the Governor and Legislature; providing for membership on and meetings of the coordinating council; providing per diem and travel expenses for coordinating council members; providing an appropriation and authorizing a position; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1045

Representative Russell in the Chair.

Yeas—117

Adams	Carroll	Gottlieb	Mayfield
Allen	Clarke	Grant	McInvale
Altman	Coley	Greenstein	Meadows
Ambler	Cretul	Grimsley	Mealor
Anderson	Culp	Harrell	Murzin
Antone	Cusack	Hasner	Needelman
Arza	Davis, D.	Hays	Negron
Attkisson	Davis, M.	Holloway	Patterson
Ausley	Dean	Homan	Peterman
Barreiro	Detert	Hukill	Pickens
Baxley	Domino	Jennings	Planas
Bean	Evers	Johnson	Poppell
Bendross-Mindingall	Farkas	Jordan	Porth
Benson	Fields	Joyner	Proctor
Berfield	Flores	Justice	Quinones
Bilirakis	Galvano	Kendrick	Reagan
Bogdanoff	Gannon	Kottkamp	Rice
Bowen	Garcia	Kreegel	Richardson
Brandenburg	Gardiner	Kyle	Rivera
Brown	Gelber	Legg	Robaina
Brummer	Gibson, A.	Littlefield	Roberson
Brutus	Gibson, H.	Llorente	Ross
Bucher	Glorioso	Lopez-Cantera	Rubio
Bullard	Goldstein	Machek	Russell
Cannon	Goodlette	Mahon	Ryan

Sands	Smith	Taylor	Williams
Sansom	Sobel	Traviesa	Zapata
Seiler	Sorensen	Troutman	
Simmons	Stansel	Vana	
Slosberg	Stargel	Waters	

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate.

HB 483—A bill to be entitled An act relating to nursing services; amending s. 395.0191, F.S.; requiring hospitals to meet the requirements of a federal regulation relating to registered nurses performing circulating duties in operating rooms; requiring circulating nurses to be present in operating rooms during specified times; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1046

Representative Russell in the Chair.

Yeas—117

Adams	Cusack	Jennings	Quinones
Allen	Davis, D.	Johnson	Reagan
Altman	Davis, M.	Jordan	Rice
Ambler	Dean	Joyner	Rivera
Anderson	Detert	Justice	Robaina
Antone	Domino	Kendrick	Roberson
Arza	Evers	Kottkamp	Ross
Attkisson	Farkas	Kravitz	Rubio
Ausley	Fields	Kreegel	Russell
Barreiro	Flores	Kyle	Ryan
Baxley	Galvano	Legg	Sands
Bean	Gannon	Littlefield	Sansom
Bendross-Mindingall	Garcia	Llorente	Seiler
Benson	Gardiner	Lopez-Cantera	Simmons
Berfield	Gelber	Machek	Slosberg
Bilirakis	Gibson, A.	Mahon	Smith
Bogdanoff	Gibson, H.	Mayfield	Sobel
Bowen	Glorioso	McInvale	Sorensen
Brandenburg	Goldstein	Meadows	Stansel
Brown	Goodlette	Mealor	Stargel
Brummer	Gottlieb	Murzin	Taylor
Brutus	Grant	Needelman	Traviesa
Bucher	Greenstein	Negron	Troutman
Bullard	Grimsley	Patterson	Vana
Cannon	Harrell	Peterman	Waters
Carroll	Hasner	Pickens	Williams
Clarke	Hays	Planas	Zapata
Coley	Holloway	Poppell	
Cretul	Homan	Porth	
Culp	Hukill	Proctor	

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate.

HB 959—A bill to be entitled An act relating to a motor vehicle safety pilot program; requiring certain limited access facilities that are adjacent to a canal or other water body to have a system of guardrails, retention cables, or other barriers between the highway and the canal or water body; providing for the Department of Transportation to establish certain standards governing the installation and maintenance of the barriers; requiring that barriers be installed for existing highways by a specified date; providing for future review and repeal; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1047

Representative Russell in the Chair.

Yeas—117

Adams	Cusack	Jennings	Reagan
Allen	Davis, D.	Johnson	Rice
Altman	Davis, M.	Jordan	Richardson
Ambler	Dean	Joyner	Rivera
Anderson	Detert	Justice	Robaina
Antone	Domino	Kendrick	Roberson
Arza	Evers	Kottkamp	Ross
Attkisson	Farkas	Kravitz	Rubio
Ausley	Fields	Kreegel	Russell
Barreiro	Flores	Legg	Ryan
Baxley	Galvano	Littlefield	Sands
Bean	Gannon	Llorente	Sansom
Bendross-Mindingall	Garcia	Lopez-Cantera	Seiler
Benson	Gardiner	Machek	Simmons
Berfield	Gelber	Mahon	Slosberg
Bilirakis	Gibson, A.	Mayfield	Smith
Bogdanoff	Gibson, H.	McInvale	Sobel
Bowen	Glorioso	Meadows	Sorensen
Brandenburg	Goldstein	Mealor	Stansel
Brown	Goodlette	Murzin	Stargel
Brummer	Gottlieb	Needelman	Taylor
Brutus	Grant	Negron	Traviesa
Bucher	Greenstein	Patterson	Troutman
Bullard	Grimsley	Peterman	Vana
Cannon	Harrell	Pickens	Waters
Carroll	Hasner	Planas	Williams
Clarke	Hays	Poppell	Zapata
Coley	Holloway	Porth	
Cretul	Homan	Proctor	
Culp	Hukill	Quinones	

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate.

HB 819—A bill to be entitled An act relating to radiologist assistants; amending s. 468.3001, F.S.; redesignating part IV of ch. 468, F.S., as the "Radiological Personnel Certification Act"; amending s. 468.301, F.S.; providing definitions; amending s. 468.302, F.S.; providing for identification and duties of a radiologist assistant; providing for rulemaking by the Department of Health; providing limitations on duties a radiologist assistant may perform; amending s. 468.304, F.S.; providing conditions for qualification for a radiologist assistant's certificate; amending s. 468.306, F.S.; specifying the applicants required to pass a certification examination; requiring the department to accept certain demonstrations by an applicant for a certification to practice as a radiologist assistant in lieu of any examination requirement; amending s. 468.3065, F.S.; authorizing the Department of Health to issue certificates by endorsement to certain radiologist assistants; providing for a fee; amending ss. 468.307, 468.309, 468.3095, 468.3101, 468.311, and 468.3115, F.S.; including radiologist assistants in provisions applicable to radiologic technologists with respect to requirements for certificate display, certificate renewal, change of certificate status, grounds for disciplinary action, violations, penalties, and injunctive relief; amending s. 468.314, F.S.; adding a certified radiologist assistant to the membership of the Advisory Council on Radiation Protection; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1048

Representative Russell in the Chair.

Yeas—117

Adams	Cusack	Johnson	Reagan
Allen	Davis, D.	Jordan	Rice
Altman	Davis, M.	Joyner	Richardson
Ambler	Dean	Justice	Rivera
Anderson	Detert	Kendrick	Robaina
Antone	Domino	Kottkamp	Roberson
Arza	Evers	Kravitz	Ross
Attkisson	Farkas	Kreegel	Rubio
Ausley	Fields	Kyle	Russell
Barreiro	Flores	Legg	Ryan
Baxley	Galvano	Littlefield	Sands
Bean	Gannon	Llorente	Sansom
Bendross-Mindingall	Garcia	Lopez-Cantera	Seiler
Benson	Gelber	Machek	Simmons
Berfield	Gibson, A.	Mahon	Slosberg
Bilirakis	Gibson, H.	Mayfield	Smith
Bogdanoff	Glorioso	McInvale	Sobel
Bowen	Goldstein	Meadows	Sorensen
Brandenburg	Goodlette	Mealor	Stansel
Brown	Gottlieb	Murzin	Stargel
Brummer	Grant	Needelman	Taylor
Brutus	Greenstein	Negron	Traviesa
Bucher	Grimsley	Patterson	Troutman
Bullard	Harrell	Peterson	Vana
Cannon	Hasner	Pickens	Waters
Carroll	Hays	Planas	Williams
Clarke	Holloway	Poppell	Zapata
Coley	Homan	Porth	
Cretul	Hukill	Proctor	
Culp	Jennings	Quinones	

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate.

HB 1291—A bill to be entitled An act relating to weapons; amending s. 790.001, F.S.; revising the definition of "weapon"; amending s. 790.115, F.S.; revising and clarifying provisions related to the prohibited exhibition and possession of specified weapons and firearms at a school-sponsored event or on school property; providing penalties; amending s. 810.095, F.S.; clarifying provisions with respect to prohibited trespass on school property with a firearm or other weapon; providing a penalty; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1049

Representative Russell in the Chair.

Yeas—119

Adams	Bullard	Glorioso	Littlefield
Allen	Cannon	Goldstein	Llorente
Altman	Carroll	Goodlette	Lopez-Cantera
Ambler	Clarke	Gottlieb	Machek
Anderson	Coley	Grant	Mahon
Antone	Cretul	Greenstein	Mayfield
Arza	Culp	Grimsley	McInvale
Attkisson	Cusack	Harrell	Meadows
Ausley	Davis, D.	Hasner	Mealor
Barreiro	Davis, M.	Hays	Murzin
Baxley	Dean	Holloway	Needelman
Bean	Detert	Homan	Negron
Bendross-Mindingall	Domino	Hukill	Patterson
Bense	Evers	Jennings	Peterson
Benson	Farkas	Johnson	Pickens
Berfield	Fields	Jordan	Planas
Bilirakis	Flores	Joyner	Poppell
Bogdanoff	Galvano	Justice	Porth
Bowen	Gannon	Kendrick	Proctor
Brandenburg	Garcia	Kottkamp	Quinones
Brown	Gardiner	Kravitz	Reagan
Brummer	Gelber	Kreegel	Rice
Brutus	Gibson, A.	Kyle	Richardson
Bucher	Gibson, H.	Legg	Rivera

Robaina	Sands	Sobel	Troutman
Roberson	Sansom	Sorensen	Vana
Ross	Seiler	Stansel	Waters
Rubio	Simmons	Stargel	Williams
Russell	Slosberg	Taylor	Zapata
Ryan	Smith	Traviesa	

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate.

HB 1619—A bill to be entitled An act relating to district school boards; amending s. 1001.43, F.S., relating to district school board powers and duties; allowing students to wear sun-protective items while outdoors during school hours; authorizing use of federal funds to purchase food when federal program guidelines permit such use; amending s. 1003.02, F.S.; requiring certain district school boards to request proposals from at least two class ring vendors annually; requiring public access to information; providing criteria for selection of such vendors; requiring that the purchase of a class ring may be through any vendor marketing class rings and that a student may participate in related ceremonies or activities regardless of the vendor through which the purchase was made; requiring certain district school boards to request proposals from at least two photographers annually; requiring public access to information; allowing student choice of photographer; permitting the inclusion of certain photographs in student yearbooks; amending s. 1006.22, F.S.; revising provisions for district school board transportation of students in vehicles other than school buses; authorizing use of such vehicles for trips to and from certain sites and activities; revising criteria for such vehicles and their use; requiring district school boards and charter schools to adopt a policy that addresses procedures and liability for trips using vehicles other than school buses; amending ss. 1013.501 and 1013.502, F.S.; redesignating the Florida Business and Education in School Together (Florida BEST) Program as A Business-Community School (ABC'S) Program; providing an effective date.

—was read the third time by title.

Representative(s) Carroll offered the following:

(Amendment Bar Code: 146891)

Amendment 2 (with title amendment)—Between lines 34 and 35, insert: Section 1. Section 477.013, Florida Statutes, is amended to read:

477.013 Definitions.--As used in this chapter, the term:

(1) "Board" means the Board of Cosmetology.

(2) "Department" means the Department of Business and Professional Regulation.

(3) "Cosmetologist" means a person who is licensed to engage in the practice of all cosmetology services in this state under the authority of this chapter, including hair technician services, esthetician services, and nail technician services, or a person who is licensed prior to January 1, 2007, to engage in the practice of cosmetology in this state.

(4) "Cosmetology" means the practice of performing or offering to perform for compensation any of the following services for aesthetic rather than medical purposes:

(a) Hair technician services, which are:

1. Treating a person's hair by:

a. Providing any method of treatment as a primary service, including arranging, beautifying, lightening, cleansing, coloring, cutting, dressing, processing, shampooing, shaping, singeing, straightening, styling, tinting, or waving;

b. Providing a necessary service that is preparatory or ancillary to a service under sub-subparagraph a., including clipping, cutting, or trimming; or

c. Cutting a person's hair as a separate and independent service for which a charge is directly or indirectly made separately from charges for any other service.

2. Weaving or braiding a person's hair.
3. Shampooing and conditioning a person's hair.
4. Servicing a person's wig or artificial hairpiece on a person's head in any manner listed in subparagraph 1.

5. Treating a person's mustache or beard by coloring, processing, styling, or trimming.

(b) Esthetician services, which are:

1. Cleansing, exfoliating, or stimulating a person's skin by hand or by using a mechanical device, apparatus, or appliance with the use of any cosmetic preparation, antiseptic, lotion, powder, oil, clay, cream, or appliance.
2. Beautifying a person's skin using a cosmetic preparation, antiseptic, lotion, powder, oil, clay, cream, or appliance.
3. Administering facial treatments.
4. Removing superfluous hair from a person's body using depilatories, threading, waxing, sugaring, or tweezing.
5. Tinting eyebrows or eyelashes with products manufactured specifically for eyebrows or eyelashes.

6. Body wrapping, which is a treatment program that uses wraps for the purposes of cleansing and beautifying a person's skin for aesthetic rather than medical or weight-loss purposes and is the application of oils, lotions, or other fluids to the body using wraps. Body wrapping does not include manipulation of the body's superficial tissue, other than that resulting from the application of the wrap materials.

7. Submersing parts of the body in a bath of clay, oils, lotions, or other fluids.

(c) Nail technician services, which are:

1. Treating a person's nails by:
 - a. Cutting, trimming, polishing, painting, printing, tinting, coloring, cleansing, manicuring, or pedicuring; or
 - b. Affixing artificial nails, extensions, or capping.
2. Cleansing, treating, or beautifying a person's forearms, hands, legs below the knee, or feet mechanical or chemical treatment of the head, face, and scalp for aesthetic rather than medical purposes, including, but not limited to, hair shampooing, hair cutting, hair arranging, hair coloring, permanent waving, and hair relaxing for compensation. This term also includes performing hair removal, including wax treatments, manieures, pedieures, and skin care services.

(5) "Salon" means a place of business where the practice of one or more of the cosmetology or specialty services are offered or performed for compensation.

(6)(5) "Specialist" means any person registered pursuant to s. 477.014(6) to practice one or more of the following specialties: holding a specialty registration in one or more of the specialties registered under this chapter.

(6) "Specialty" means the practice of one or more of the following:

(a) Manicuring, or the cutting, polishing, tinting, coloring, cleansing, adding, or extending of the nails, and massaging of the hands. This term includes any procedure or process for the affixing of artificial nails, except those nails which may be applied solely by use of a simple adhesive.

(b) Pedicuring, or the shaping, polishing, tinting, or cleansing of the nails of the feet, and massaging or beautifying of the feet.

(c) Facials, or the massaging or treating of the face or scalp with oils, creams, lotions, or other preparations, and skin care services, which means the treatment of the skin of a person's body, in addition to a person's head, face, and scalp, by the use of a sponge, brush, cloth, or similar device to apply or remove a chemical preparation or other substance without involving massage, as defined in s. 480.033(3), except that chemical peels may be removed by peeling an applied preparation from the skin by hand.

(7) "Shampooing" means the cleansing washing of the hair with soap and water or with a special preparation, or applying hair tonics.

(8) "Specialty salon" means any place of business wherein the practice of one or all of the specialties as defined in subsection (6) are engaged in or carried on.

(8)(9) "Hair braiding" means the weaving or interweaving of a person's own natural human hair for compensation without cutting, coloring, permanent waving, relaxing, removing, or chemical treatment and does not include the use of hair extensions or wefts.

(9)(10) "Hair wrapping" means the wrapping of manufactured materials around a strand or strands of human hair, for compensation, without cutting, coloring, permanent waving, relaxing, removing, weaving, chemically treating, braiding, using hair extensions, or performing any other service defined as cosmetology.

(10)(11) "Photography studio salon" means an establishment where the hair-arranging services and the application of cosmetic products are performed solely for the purpose of preparing the model or client for the photographic session without shampooing, cutting, coloring, permanent waving, relaxing, or removing of hair or performing any other service defined as cosmetology.

(11) "Cosmetology intern" means a student enrolled in a cosmetology school or program to earn school or program hours by interning under the direct supervision of a licensed cosmetologist in a licensed salon.

(12) "Internship sponsor" means a licensed cosmetologist registered with the board for the purpose of supervising a cosmetology intern and ensuring compliance by the intern with the laws and rules of this state and the internship requirements established by the board and administered through the school or program.

(12) "Body wrapping" means a treatment program that uses herbal wraps for the purposes of cleansing and beautifying the skin of the body, but does not include:

(a) The application of oils, lotions, or other fluids to the body, except fluids contained in presoaked materials used in the wraps; or

(b) Manipulation of the body's superficial tissue, other than that arising from compression emanating from the wrap materials.

(13) "Skin care services" means the treatment of the skin of the body, other than the head, face, and scalp, by the use of a sponge, brush, cloth, or similar device to apply or remove a chemical preparation or other substance, except that chemical peels may be removed by peeling an applied preparation from the skin by hand. Skin care services must be performed by a licensed cosmetologist or facial specialist within a licensed cosmetology or specialty salon, and such services may not involve massage, as defined in s. 480.033(3), through manipulation of the superficial tissue.

Section 2. Section 477.0131, Florida Statutes, is created to read:

477.0131 Hair technician, esthetician, nail technician, and cosmetology licenses.--

(1) A person who is otherwise qualified by this chapter and who is authorized to practice all of the services listed in s. 477.013(4)(a) shall be licensed as a hair technician.

(2) A person who is otherwise qualified by this chapter and who is authorized to practice all of the services listed in s. 477.013(4)(b) shall be licensed as an esthetician.

(3) A person who is otherwise qualified by this chapter and who is authorized to practice all of the services listed in s. 477.013(4)(c) shall be licensed as a nail technician.

(4) A person who is otherwise qualified by this chapter and who is authorized to practice all of the services listed in s. 477.013(4) shall be licensed as a cosmetologist.

Section 3. Section 477.0132, Florida Statutes, is amended to read:

477.0132 Hair braiding, hair wrapping, and body wrapping registration.--

(1) A person whose occupation or practice is confined solely to hair braiding shall register with the department, shall pay the applicable registration fees, and shall take and pass a course consisting of a minimum of 40 hours, except as otherwise provided in this subsection. The course shall be approved by the board and shall consist of 4 hours of instruction in HIV/AIDS and other communicable diseases, 5 hours of instruction in sanitation and sterilization, 5 hours of instruction in disorders and diseases of the scalp, 2 hours of instruction regarding laws affecting hair braiding, and 24 hours of instruction in the application and removal of hair braiding. A person who demonstrates skill in the application and removal of hair braiding through a board-approved examination may be exempt from the 24 hours of instruction in the application and removal of hair braiding.

(a) Persons whose occupation or practice is confined solely to hair braiding must register with the department, pay the applicable registration fee, and take a two day 16 hour course. The course shall be board approved and consist of 5 hours of HIV/AIDS and other communicable diseases, 5 hours of sanitation

~~and sterilization, 4 hours of disorders and diseases of the scalp, and 2 hours of studies regarding laws affecting hair braiding.~~

~~(2)(b) A person~~ Persons whose occupation or practice is confined solely to hair wrapping ~~shall~~ must register with the department, pay the applicable registration fee, and take a one-day 6-hour course. The course shall be board approved and consist of instruction ~~education~~ in HIV/AIDS and other communicable diseases, sanitation and sterilization, disorders and diseases of the scalp, and instruction ~~studies~~ regarding laws affecting hair wrapping.

(3) A person holding a registration in body wrapping before January 1, 2007, may continue to practice body wrapping as described in s. 477.013(4)(b)6. The board shall adopt by rule continuing education requirements for the renewal of body wrapping registrations.

~~(e) Unless otherwise licensed or exempted from licensure under this chapter, any person whose occupation or practice is body wrapping must register with the department, pay the applicable registration fee, and take a two-day 12-hour course. The course shall be board approved and consist of education in HIV/AIDS and other communicable diseases, sanitation and sterilization, disorders and diseases of the skin, and studies regarding laws affecting body wrapping.~~

~~(4)(d)~~ Only the board may review, evaluate, and approve a course and text required of an applicant for registration under this section ~~subsection~~ in the occupation or practice of hair braiding or hair wrapping, ~~or body wrapping.~~ A provider of such a course is not required to hold a license under chapter 1005.

~~(5)(2)~~ Hair braiding and hair wrapping, ~~and body wrapping~~ are not required to be practiced in a cosmetology salon ~~or specialty salon~~. When hair braiding or hair wrapping, ~~or body wrapping~~ is practiced outside a cosmetology salon ~~or specialty salon~~, disposable implements shall ~~must~~ be used or all implements shall ~~must~~ be sanitized in a disinfectant approved for hospital use or approved by the federal Environmental Protection Agency.

~~(3) Pending issuance of registration, a person is eligible to practice hair braiding, hair wrapping, or body wrapping upon submission of a registration application that includes proof of successful completion of the education requirements and payment of the applicable fees required by this chapter.~~

Section 4. Section 477.014, Florida Statutes, is amended to read:

477.014 Qualifications for practice.--

(1) On and after January 1, 2007, ~~a 1979~~, no person who is not other than a duly licensed or registered under this chapter may not cosmetologist shall practice in any of the cosmetology areas provided in s. 477.013(4) or use the name or title of cosmetologist, hair technician, esthetician, or nail technician.

(2) A person licensed or registered under this chapter on or after January 1, 2007, may not practice or hold himself or herself out as qualified to practice in an area in which he or she is not specifically licensed or registered under this chapter.

(3) A cosmetologist licensed before January 1, 2007, may perform all the services of a licensed cosmetologist as defined in this chapter.

(4) A facial specialist registered or enrolled in a cosmetology school before January 1, 2007, may take the examination for an esthetician license.

(5) A manicure, pedicure, and nail extension specialist registered or enrolled in a cosmetology school before January 1, 2007, may take the examination for a nail technician license.

(6) A specialist registered under this chapter before January 1, 2007, may continue to practice under the name of his or her specialty registration without taking the respective licensure examination. Renewal of all registrations existing before January 1, 2007, shall be accomplished pursuant to rules adopted by the board. Such renewal shall include a full specialty registration, which combines facial and manicure, pedicure, and nail extension.

Section 5. Section 477.019, Florida Statutes, is amended to read:

477.019 Cosmetologists; hair technicians; estheticians; nail technicians; qualifications; licensure; supervised practice; license renewal; endorsement; continuing education.--

(1) A person desiring to be licensed in the field of cosmetology as a ~~cosmetologist~~ shall apply to the department for licensure.

(2) An applicant shall ~~be~~ eligible for licensure by examination to practice cosmetology, hair technician services, esthetician services, or nail technician services if the applicant:

(a) Is at least 16 years of age or has received a high school diploma or graduate equivalency diploma or has passed an ability-to-benefit test, which is an independently administered test approved by the United States Secretary of Education as provided in 20 U.S.C. s. 1091(d);

(b) Pays the required application fee, which is not refundable, and the required examination fee, which is refundable if the applicant is determined to not be eligible for licensure for any reason other than failure to successfully complete the licensure examination; ~~and~~

(c)1. Is authorized to practice cosmetology in another state or country, has been so authorized for at least 1 year, and does not qualify for licensure by endorsement as provided for in subsection (6); or

2.a. Has received a minimum number of hours of training as follows:

(I) For a hair technician, 1,000 hours.

(II) For an esthetician, 600 hours.

(III) For a nail technician, 350 hours.

(IV) For a cosmetologist, 1,800 hours.

b. The training Has received a minimum of 1,200 hours of training as established by the board, which shall include, but need ~~shall~~ not be limited to, the equivalent of completion of services directly related to the practice of cosmetology at one of the following:

~~(I)a.~~ A school of cosmetology licensed pursuant to chapter 1005.

~~(II)b.~~ A cosmetology program within the public school system.

~~(III)c.~~ The Cosmetology Division of the Florida School for the Deaf and the Blind, provided the division meets the standards of this chapter.

~~(IV)d.~~ A government-operated cosmetology program in this state.

c. A person who has enrolled and begun his or her education before January 1, 2007, may take the examination to be licensed as a cosmetologist upon completion of 1,200 hours of education.

d. A person who begins his or her education on or after January 1, 2007, shall comply with the hour requirements in sub-subparagraph a. in order to qualify to take his or her respective examination.

The board shall establish by rule procedures whereby the school or program may certify that a person is qualified to take the required examination after the completion of a minimum of 1,000 actual school hours. If the person then passes the examination, he or she shall have satisfied this requirement; but if the person fails the examination, he or she shall not be qualified to take the examination again until the completion of the full requirements provided by this section.

(3) Upon an applicant receiving a passing grade, as established by board rule, on the examination and paying the initial licensing fee, the department shall issue a license to practice in the applicant's respective area of cosmetology provided in s. 477.013(4).

(4) After submitting a complete application to take the first available examination for licensure as a cosmetologist, hair technician, esthetician, or nail technician, a graduate of a licensed cosmetology school or a program within the public school system, which school or program is certified by the Department of Education, is eligible to practice in the graduate's respective area for a maximum period of 60 days, provided such graduate practices under the supervision of a professional licensed under this chapter in a licensed salon. A graduate who fails to pass an examination the first time may continue to practice under the supervision of a professional licensed under this chapter in a licensed salon for an additional 60-day period, provided the graduate applies for the next available examination. A graduate may not continue to practice under this subsection if the graduate fails the examination twice. Following the completion of the first licensing examination and pending the results of that examination and issuance of a license to practice cosmetology, graduates of licensed cosmetology schools or cosmetology programs offered in public school systems, which schools or programs are certified by the Department of Education, are eligible to practice cosmetology, provided such graduates practice under the supervision of a licensed cosmetologist in a licensed cosmetology salon. A graduate who fails the first examination may continue to practice under the supervision of a licensed cosmetologist in a licensed cosmetology salon if the graduate applies for the next available examination and until the graduate receives the results of that examination. No graduate may continue to practice under this subsection if the graduate fails the examination twice.

(5) Renewal of license registration shall be accomplished pursuant to rules adopted by the board.

(6) The board shall adopt rules specifying procedures for the licensure by endorsement of practitioners desiring to be licensed in this state who hold a current active license in another state or country and who have met qualifications substantially similar to, equivalent to, or greater than the qualifications required of applicants from this state. For purposes of this subsection, work experience may be substituted for required educational hours in the amount and manner provided by board rule.

(7)(a) The board shall prescribe by rule continuing education requirements for licensees and registered specialists that ~~intended to ensure the protection of the public through updated training of licensees and registered specialists, not to exceed 16 hours biennially, as a condition for renewal of a license or registration as a specialist under this chapter. Continuing education courses shall include, but not be limited to, the following subjects as they relate to the practice of cosmetology: HIV/AIDS human immunodeficiency virus and acquired immune deficiency syndrome; Occupational Safety and Health Administration regulations; workers' compensation issues; state and federal laws and rules as they pertain to cosmetologists, the practice of cosmetology, salons, specialists, specialty salons, and booth renters; chemical makeup as it pertains to hair, skin, and nails; and environmental issues. Courses given at educational cosmetology conferences may be counted toward the number of continuing education hours required if approved by the board.~~

(b) Any person whose occupation or practice is confined solely to hair braiding or hair wrapping, or body wrapping is exempt from the continuing education requirements of this subsection.

(c) The board may, by rule, require any licensee in violation of a continuing education requirement to take a refresher course or refresher course and examination in addition to any other penalty. ~~The number of hours for the refresher course may not exceed 48 hours.~~

Section 6. Section 477.0212, Florida Statutes, is amended to read:

477.0212 Inactive status.--

(1) A ~~cosmetologist's~~ license issued under this chapter that has become inactive may be reactivated under s. 477.019 upon application to the department.

(2) The board shall ~~adopt promulgate~~ rules relating to licenses that ~~which~~ have become inactive and for the renewal of inactive licenses. The board shall prescribe by rule a fee not to exceed \$100 ~~\$50~~ for the reactivation of an inactive license ~~and a fee not to exceed \$50 for the renewal of an inactive license.~~ The board shall prescribe by rule the continuing education requirements to be met prior to license renewal or reactivation.

Section 7. Section 477.023, Florida Statutes, is amended to read:

477.023 Schools of cosmetology; licensure.--~~A~~ No private school of cosmetology may not shall be permitted to operate without a license issued by the Commission for Independent Education pursuant to chapter 1005. However, this chapter does not nothing herein shall be construed to prevent certification by the Department of Education of grooming and salon services and cosmetology training programs within the public school system or to prevent government operation of any other program of cosmetology in this state.

Section 8. Section 477.0231, Florida Statutes, is created to read:

477.0231 Cosmetology internships.--

(1) The selection and placement of cosmetology interns shall be determined by the cosmetology school or program. The school or program shall determine whether a student is eligible to become a cosmetology intern and whether an internship sponsor meets the requirements for its educational objectives. The school program, on behalf of the student, shall provide written notice to the board that an internship sponsor has been selected and name the cosmetology intern to be supervised. The school or program shall determine the length and schedule of an individual cosmetology internship, but such internship may not exceed 24 months.

(2) Each internship sponsor shall obtain approval from a school or cosmetology program and shall register with the board before accepting placement of each cosmetology intern. The application for registration shall include the name and contact person of the school or program placing the intern, the names and addresses of the internship sponsor, and other information that the board requires.

(3) The internship sponsor shall actively supervise the cosmetology intern in the practice of cosmetology pursuant to rules established by the board. A cosmetology intern may only practice within the field of cosmetology in which he or she is engaged in the course of study. The internship sponsor shall ensure that the cosmetology intern is complying with the laws and rules governing cosmetology and is complying with the educational objectives and guidelines established by the cosmetology school or program and the board.

(4) All services provided by the cosmetology intern shall be expressly approved by the internship sponsor and contracted for by the internship sponsor. The internship sponsor shall ensure that the public is clearly informed that the cosmetology intern is not a licensed cosmetologist.

(5) Pursuant to rules established by the board, the cosmetology salon in which a cosmetology intern is engaged in the practice of cosmetology shall post notice in a conspicuous manner within the salon indicating that a student intern is providing services on the premises.

(6) While engaged in the practice of cosmetology, a cosmetology intern shall possess written documentation of his or her authorization to engage in the practice of cosmetology from the student's cosmetology school or program and shall furnish such documentation to the department before engaging in the practice of cosmetology and upon request by department personnel.

(7) The board shall establish by rule the education prerequisites for cosmetology internships, including the minimum number of hours of classroom instruction and required course work. The board shall establish by rule the number of permitted cosmetology internships per internship sponsor, the minimum and maximum number of internship hours, and the recommended educational objectives and guidelines for an internship program in a cosmetology school or program.

(8) The board may terminate the internship of any cosmetology intern and the sponsorship of any internship sponsor for a violation of the laws and rules governing cosmetology. The board shall provide notice of termination of an internship to the internship sponsor, the cosmetology school or program, and the cosmetology intern. In the case of a terminated cosmetology internship, the school or program shall determine the educational status of the cosmetology intern. A cosmetology intern whose internship sponsor has been terminated, has been otherwise disciplined by the board, or has voluntarily withdrawn from sponsorship remains eligible for new placement through the school or program.

Section 9. Section 477.025, Florida Statutes, is amended to read:

477.025 ~~Cosmetology salons; specialty~~ Salons; requisites; licensure; inspection; mobile ~~cosmetology~~ salons.--

(1) ~~No cosmetology salon or specialty~~ salon shall be permitted to operate without a license issued by the department except as provided in subsection (11).

(2) The board shall adopt rules governing the licensure and operation of salons ~~and specialty salons~~ and their facilities, personnel, safety and sanitary requirements, and the license application and granting process.

(3) Any person, firm, or corporation desiring to operate a ~~cosmetology salon or specialty~~ salon in the state shall submit to the department a ~~salon an~~ application form ~~upon forms~~ provided by the department, ~~and accompanied by~~ any relevant information requested by the department, ~~and by~~ an application fee.

(4) Upon receiving the application, the department may cause an investigation to be made of the proposed ~~cosmetology salon or specialty~~ salon.

(5) When an applicant fails to meet all the requirements provided herein, the department shall deny the application in writing and shall list the specific requirements not met. No applicant denied licensure because of failure to meet the requirements herein shall be precluded from reapplying for licensure.

(6) When the department determines that the proposed ~~cosmetology salon or specialty~~ salon may reasonably be expected to meet the requirements set forth herein, the department shall grant the license upon such conditions as it shall deem proper under the circumstances and upon payment of the original licensing fee.

(7) No license for operation of a ~~cosmetology salon or specialty~~ salon may be transferred from the name of the original licensee to another. It may be transferred from one location to another only upon approval by the department, which approval shall not be unreasonably withheld.

(8) Renewal of license registration for ~~cosmetology salons or specialty salons~~ shall be accomplished pursuant to rules adopted by the board. The board is further authorized to adopt rules governing delinquent renewal of licenses and may impose penalty fees for delinquent renewal.

(9) The board is authorized to adopt rules governing the periodic inspection of ~~cosmetology salons and specialty salons~~ licensed under this chapter.

(10)(a) The board shall adopt rules governing the licensure, operation, and inspection of mobile ~~cosmetology salons~~, including their facilities, personnel, and safety and sanitary requirements.

(b) Each mobile salon must comply with all licensure and operating requirements specified in this chapter or chapter 455 or rules of the board or department that apply to ~~cosmetology salons~~ at fixed locations, except to the extent that such requirements conflict with this subsection or rules adopted pursuant to this subsection.

(c) A mobile ~~cosmetology~~ salon must maintain a permanent business address, located in the inspection area of the local department office, at which records of appointments, itineraries, license numbers of employees, and vehicle identification numbers of the licenseholder's mobile salon shall be kept and made available for verification purposes by department personnel, and at which correspondence from the department can be received.

(d) To facilitate periodic inspections of mobile ~~cosmetology~~ salons, prior to the beginning of each month each mobile salon licenseholder must file with the board a written monthly itinerary listing the locations where and the dates and hours when the mobile salon will be operating.

(e) The board shall establish fees for mobile ~~cosmetology~~ salons, not to exceed the fees for ~~cosmetology~~ salons at fixed locations.

(f) The operation of mobile ~~cosmetology~~ salons must be in compliance with all local laws and ordinances regulating business establishments, with all applicable requirements of the Americans with Disabilities Act relating to accommodations for persons with disabilities, and with all applicable OSHA requirements.

(11) Facilities licensed under part II or part III of chapter 400 shall be exempt from the provisions of this section and a cosmetologist licensed pursuant to s. 477.019 may provide salon services exclusively for facility residents.

Section 10. Section 477.026, Florida Statutes, is amended to read:

477.026 Fees; disposition.--

(1) The board shall set fees according to the following schedule:

(a) For hair technicians, estheticians, nail technicians, or cosmetologists, fees for original licensing, license renewal, and delinquent renewal may ~~shall~~ not exceed \$50 ~~\$25~~.

(b) For hair technicians, estheticians, nail technicians, or cosmetologists, fees for endorsement application, examination, and reexamination may ~~shall~~ not exceed \$150 ~~\$50~~.

(c) For ~~cosmetology and specialty~~ salons, fees for license application, original licensing, license renewal, and delinquent renewal may ~~shall~~ not exceed \$100 ~~\$50~~.

~~(d) For specialists, fees for application and endorsement registration shall not exceed \$30.~~

~~(d)(e)~~ For specialists, fees for ~~initial registration~~, registration renewal, and delinquent renewal may ~~shall~~ not exceed \$100 ~~\$50~~.

~~(e)(f)~~ For hair braiders and, hair wrappers, and body wrappers, fees for registration may ~~shall~~ not exceed \$40 ~~\$25~~.

For internship sponsors, fees for registration may not exceed \$30.

(2) All moneys collected by the department from fees authorized by this chapter shall be paid into the Professional Regulation Trust Fund, which fund is created in the department, and shall be applied in accordance with ss. 215.37 and 455.219. The Legislature may appropriate any excess moneys from this fund to the General Revenue Fund.

(3) The department, with the advice of the board, shall prepare and submit a proposed budget in accordance with law.

Section 11. Section 477.0263, Florida Statutes, is amended to read:

477.0263 Cosmetology services to be performed in licensed salon; ~~exceptions~~ ~~exception~~.--

(1) Cosmetology or specialty services shall be performed only by licensed cosmetologists, hair technicians, estheticians, nail technicians, or registered specialists in licensed salons, except as otherwise provided in this section.

(2) Pursuant to rules established by the board, cosmetology or specialty services may be performed by a licensed cosmetologist, hair technician, esthetician, nail technician, or registered specialist in a location other than a licensed salon, including, but not limited to, a nursing home, hospital, or residence, when a client for reasons of ill health is unable to go to a licensed salon. Arrangements for the performance of such cosmetology or specialty services in a location other than a licensed salon shall be made only through a licensed salon.

(3) Any person who holds a valid cosmetology license in any state or who is authorized to practice cosmetology in any country, territory, or jurisdiction of the United States may perform cosmetology services in a location other than a licensed salon when such services are performed in connection with the motion picture, fashion photography, theatrical, or television industry; a photography studio salon; a manufacturer trade show demonstration; a department store demonstration; or an educational seminar.

(4) Pursuant to rules established by the board, cosmetology, hair technician, esthetician, nail technician, or specialty services may be performed in a location other than a licensed salon when such services are performed in connection with a special event and are performed by a person who is employed by a licensed salon and who holds the proper license or specialty registration. Scheduling an appointment for the performance of such services in a location other than a licensed salon shall be made through a licensed salon.

Section 12. Section 477.0265, Florida Statutes, is amended to read:

477.0265 Prohibited acts.--

(1) It is unlawful for any person to:

(a) Engage in the practice of cosmetology or a specialty without an active license in the field of cosmetology as a cosmetologist or registration as a specialist issued by the department pursuant to the provisions of this chapter unless authorized as a cosmetology intern pursuant to this chapter and supervised by a licensed cosmetologist.

(b) Own, operate, maintain, open, establish, conduct, or have charge of, either alone or with another person or persons, a ~~cosmetology salon or specialty salon~~:

1. Which is not licensed under the provisions of this chapter; or

2. In which a person not licensed in the field of cosmetology, authorized as a cosmetology intern, or registered as a ~~cosmetologist or a~~ specialist is permitted to perform cosmetology services or any specialty.

(c) Engage in willful or repeated violations of this chapter or of any rule adopted by the board.

(d) Permit an employed person to engage in the practice of cosmetology or of a specialty unless such person holds a valid, active license in the field of cosmetology as a cosmetologist or a registration as a specialist or is authorized as a cosmetology intern pursuant to this chapter and supervised by a licensed cosmetologist.

(e) Obtain or attempt to obtain a license or registration for money, other than the required fee, or any other thing of value or by fraudulent misrepresentations.

(f) Use or attempt to use a license to practice in the field of cosmetology or a registration to practice a specialty, which license or registration is suspended or revoked.

(g) Advertise or imply that skin care services or body wrapping, as performed under this chapter, has ~~have~~ any relationship to the practice of massage therapy as defined in s. 480.033(3), except those practices or activities defined in s. 477.013.

(h) In the practice of cosmetology, use or possess a cosmetic product containing a liquid nail monomer containing any trace of methyl methacrylate (MMA).

(2) Any person who violates any provision of this section commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

Section 13. Section 477.028, Florida Statutes, is amended to read:

477.028 Disciplinary proceedings.--

(1) The board ~~may shall have the power to~~ revoke or suspend the license of a cosmetologist, hair technician, esthetician, or nail technician licensed under this chapter, or the registration of a specialist registered under this chapter, and ~~may to~~ reprimand, censure, deny subsequent licensure or registration of, or otherwise discipline a cosmetologist, hair technician, esthetician, nail technician, or a specialist licensed or registered under this chapter in any of the following cases:

(a) Upon proof that a license or registration has been obtained by fraud or misrepresentation.

(b) Upon proof that the holder of a license or registration is guilty of fraud or deceit or of gross negligence, incompetency, or misconduct in the practice or instruction of cosmetology or a specialty.

(c) Upon proof that the holder of a license or registration is guilty of aiding, assisting, procuring, or advising any unlicensed person to practice in the field of cosmetology as a cosmetologist.

(2) The board ~~may shall have the power to~~ revoke or suspend the license of a ~~cosmetology salon or a specialty~~ salon licensed under this chapter; ~~to~~ deny subsequent licensure of such salon; or ~~to~~ reprimand, censure, or otherwise discipline the owner of such salon in either of the following cases:

(a) Upon proof that a license has been obtained by fraud or misrepresentation.

(b) Upon proof that the holder of a license is guilty of fraud or deceit or of gross negligence, incompetency, or misconduct in the operation of the salon so licensed.

(3) Disciplinary proceedings shall be conducted pursuant to the provisions of chapter 120.

(4) The department ~~may shall~~ not issue or renew a license or certificate of registration under this chapter to any person against whom or salon against which the board has assessed a fine, interest, or costs associated with investigation and prosecution until the person or salon has paid in full such fine, interest, or costs associated with investigation and prosecution or until the person or salon complies with or satisfies all terms and conditions of the final order.

Section 14. Section 477.029, Florida Statutes, is amended to read:
477.029 Penalty.--

(1) It is unlawful for any person to:

(a) Hold himself or herself out as a cosmetologist, hair technician, esthetician, nail technician, specialist, hair wrapper, hair braider, or body wrapper unless duly licensed or registered, or otherwise authorized, as provided in this chapter.

(b) Operate any ~~cosmetology~~ salon unless it has been duly licensed as provided in this chapter.

(c) Permit an employed person to practice cosmetology or a specialty unless duly licensed or registered, or otherwise authorized, as provided in this chapter.

(d) Present as his or her own the license of another.

(e) Give false or forged evidence to the department in obtaining any license provided for in this chapter.

(f) Impersonate any other licenseholder of like or different name.

(g) Use or attempt to use a license that has been revoked.

(h) Violate any provision of s. 455.227(1), s. 477.0265, or s. 477.028.

(i) Violate or refuse to comply with any provision of this chapter or chapter 455 or a rule or final order of the board or the department.

(2) Any person who violates the provisions of this section ~~is shall be~~ subject to one or more of the following penalties, as determined by the board:

(a) Revocation or suspension of any license or registration issued pursuant to this chapter.

(b) Issuance of a reprimand or censure.

(c) Imposition of an administrative fine not to exceed \$500 for each count or separate offense.

(d) Placement on probation for a period of time and subject to such reasonable conditions as the board may specify.

(e) Refusal to certify to the department an applicant for licensure.

Section 15. Section 477.0201, Florida Statutes, is repealed.

===== TITLE AMENDMENT =====

Remove line 2 and insert:

An act relating to education and vocational training; amending s. 477.013, F.S.; providing and amending definitions; redefining "cosmetology" to include hair technician, esthetician, and nail technician services; including body wrapping within esthetician services; removing a distinction between specialty salons and other salons; creating s. 477.0131, F.S.; authorizing licensure for hair technicians, estheticians, nail technicians, and cosmetologists; amending s. 477.0132, F.S.; requiring passage of a specified course to receive a hair braiding registration; increasing the total hours of instruction and modifying the content of instruction required to constitute a hair braiding course; providing an exemption from a portion of required hair braiding coursework; eliminating future body wrapping registrations; authorizing renewal of current body wrapping registrations; specifying that only the Board of Cosmetology may review, evaluate, and approve required text; amending s. 477.014, F.S.; revising requirements for qualification to practice under ch. 477, F.S.; authorizing current specialists to sit for licensure examinations in certain circumstances; providing for the renewal of current specialty registrations; amending s. 477.019, F.S.; revising qualification, education, licensure and renewal, supervised practice, and endorsement requirements for cosmetologist licenses to include and differentiate qualification, education, licensure and renewal, supervised practice, and endorsement requirements for hair technician, esthetician, and nail technician licenses; requiring the board to adopt certain procedures relating to licensure by endorsement; amending s. 477.0212, F.S.; increasing fee caps for the reactivation of an inactive license; requiring the board to adopt certain rules relating to license renewal or continuing education; amending s. 477.023, F.S.; stipulating that the Department of Education is not prevented from issuing grooming and salon services certification; creating s. 477.0231, F.S.; providing for cosmetology internships; providing requirements for the board, cosmetology interns, internship sponsors, and cosmetology salons relating to cosmetology internships; amending s. 477.025, F.S., relating to cosmetology and specialty salons, requisites, licensure, inspection, and mobile cosmetology salons, to conform; amending s. 477.026, F.S.; revising fee provisions to conform; increasing fee caps for certain fees; providing a fee cap for internship sponsors; amending s. 477.0263, F.S., to conform; specifying circumstances under which cosmetology or specialty services may be practiced outside of a licensed salon; amending s. 477.0265, F.S., relating to prohibited acts, to conform; amending s. 477.028, F.S., relating to disciplinary proceedings, to conform; amending s. 477.029, F.S., relating to penalties, to conform; repealing s. 477.0201, F.S., relating to specialty registration, qualifications, registration renewal, and endorsement; amending s.

THE SPEAKER IN THE CHAIR

Rep. Carroll moved the adoption of the amendment, which was adopted by the required two-thirds vote.

Representative(s) Murzin offered the following:

(Amendment Bar Code: 153701)

Amendment 3—Remove line(s) 81-90 and insert:

(b) Students may purchase a class ring from any vendor.

(c) Vendors may not discriminate against a student who purchases a class ring from another vendor or exclude the student from participation in any ceremony or activity relating to the receipt of a class ring.

Rep. Murzin moved the adoption of the amendment, which was adopted by the required two-thirds vote.

Representative(s) Seiler offered the following:

(Amendment Bar Code: 351265)

Amendment 4 (with title amendment)—Between line(s) 264 and 265 insert:

Section 6. Subsection (10) of section 1008.22, Florida Statutes, is renumbered as subsection (11) and a new subsection (10) is added to that section to read:

1008.22 Student assessment program for public schools.--

(10) TEMPORARY GRADERS OF THE FCAT.--Notwithstanding any law to the contrary, the names and qualifications of all temporary graders who evaluate the essay portion of the FCAT or grade the FCAT shall be public records open and made available to the public.

===== T I T L E A M E N D M E N T =====

Between 30 and 31 line(s) and insert:
providing that the names and qualifications of temporary graders of the FCAT shall be public records made available to the public;

Rep. Seiler moved the adoption of the amendment. Subsequently, **Amendment 4** was withdrawn.

The question recurred on the passage of HB 1619. The vote was:

Session Vote Sequence: 1050

Speaker Bense in the Chair.

Yeas—117

Adams	Culp	Hukill	Reagan
Allen	Cusack	Jennings	Rice
Altman	Davis, D.	Johnson	Richardson
Ambler	Davis, M.	Jordan	Rivera
Anderson	Dean	Joyner	Robaina
Antone	Detert	Justice	Roberson
Arza	Domino	Kendrick	Ross
Attkisson	Evers	Kottkamp	Rubio
Ausley	Farkas	Kreegel	Russell
Barreiro	Fields	Kyle	Ryan
Baxley	Flores	Legg	Sands
Bean	Galvano	Littlefield	Sansom
Bendross-Mindingall	Gannon	Llorente	Seiler
Bense	Garcia	Lopez-Cantera	Simmons
Benson	Gardiner	Machek	Slosberg
Berfield	Gelber	Mahon	Smith
Bilirakis	Gibson, A.	Mayfield	Sobel
Bogdanoff	Gibson, H.	McInvale	Sorensen
Bowen	Glorioso	Mealor	Stansel
Brandenburg	Goldstein	Murzin	Stargel
Brown	Goodlette	Needelman	Taylor
Brummer	Gottlieb	Negron	Traviesa
Brutus	Grant	Patterson	Troutman
Bucher	Greenstein	Peterman	Vana
Bullard	Grimsley	Pickens	Waters
Cannon	Harrell	Planas	Williams
Carroll	Hasner	Poppell	Zapata
Clarke	Hays	Porth	
Coley	Holloway	Proctor	
Cretul	Homan	Quinones	

Nays—2

Kravitz Meadows

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

Remarks

The Speaker recognized Rep. Stansel, who gave brief farewell remarks.

Bills and Joint Resolutions on Third Reading

HB 1239—A bill to be entitled An act relating to inappropriate or excessively harsh corporal discipline; amending s. 39.301, F.S.; including inappropriate or excessively harsh corporal discipline in the definition of

"criminal conduct" for purposes of protective investigations; creating s. 827.032, F.S.; defining "inappropriate or excessively harsh corporal discipline"; prohibiting parents, legal custodians, or caregivers from inflicting inappropriate or excessively harsh corporal discipline; providing penalties; providing applicability; amending s. 921.0022, F.S.; including offenses involving inappropriate or excessively harsh corporal discipline within the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1051

Speaker Bense in the Chair.

Yeas—86

Adams	Cretul	Hays	Reagan
Allen	Culp	Holloway	Rice
Altman	Cusack	Homan	Richardson
Ambler	Davis, D.	Hukill	Roberson
Anderson	Davis, M.	Joyner	Ross
Antone	Detert	Justice	Rubio
Ausley	Domino	Kendrick	Russell
Barreiro	Evers	Kravitz	Ryan
Bean	Farkas	Kreegel	Sands
Bendross-Mindingall	Fields	Littlefield	Sansom
Bense	Galvano	Llorente	Seiler
Berfield	Gannon	Machek	Simmons
Bilirakis	Gardiner	McInvale	Slosberg
Bogdanoff	Gelber	Meadows	Sobel
Bowen	Gibson, A.	Mealor	Sorensen
Brandenburg	Gibson, H.	Murzin	Stansel
Brutus	Glorioso	Patterson	Taylor
Bucher	Goldstein	Peterman	Vana
Bullard	Gottlieb	Planas	Waters
Cannon	Grant	Poppell	Zapata
Carroll	Grimsley	Porth	
Coley	Harrell	Proctor	

Nays—27

Attkisson	Greenstein	Lopez-Cantera	Robaina
Baxley	Hasner	Mahon	Smith
Brown	Jennings	Mayfield	Stargel
Brummer	Johnson	Negron	Traviesa
Dean	Kottkamp	Pickens	Troutman
Flores	Kyle	Quinones	Williams
Goodlette	Legg	Rivera	

Votes after roll call:

Yeas—Clarke, Needelman

Nays—Benson, Jordan

Yeas to Nays—Kravitz, Simmons

So the bill passed, as amended, and was immediately certified to the Senate.

HB 873—A bill to be entitled An act relating to building designations; designating the new alumni center at Florida Atlantic University as the Marleen and Harold Forkas Alumni Center; designating the Florida Agricultural and Mechanical University-Florida State University College of Engineering Building as the Herbert F. Morgan Building; designating the art museum at the University Park Campus of Florida International University as the Patricia and Phillip Frost Art Museum; designating the dining room in the Hungry Ram Restaurant as the Barbara Finlayson Dining Room; designating the Florida State Hospital Administration Building as the William DeWitt Rogers Administration Building; directing the erection of suitable markers; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1052

Speaker Bense in the Chair.

Yeas—118

Adams	Culp	Hukill	Quinones
Allen	Cusack	Jennings	Reagan
Altman	Davis, D.	Jordan	Rice
Ambler	Davis, M.	Joyner	Richardson
Anderson	Dean	Justice	Rivera
Antone	Detert	Kendrick	Robaina
Arza	Domino	Kottkamp	Roberson
Attkisson	Evers	Kravitz	Ross
Ausley	Farkas	Kreegel	Rubio
Barreiro	Fields	Kyle	Russell
Baxley	Flores	Legg	Ryan
Bean	Galvano	Littlefield	Sands
Bendross-Mindingall	Gannon	Llorente	Sansom
Bense	Garcia	Lopez-Cantera	Seiler
Benson	Gardiner	Machek	Simmons
Berfield	Gelber	Mahon	Slosberg
Bilirakis	Gibson, A.	Mayfield	Smith
Bogdanoff	Gibson, H.	McInvale	Sobel
Bowen	Glorioso	Meadows	Sorensen
Brandenburg	Goldstein	Mealor	Stansel
Brown	Goodlette	Murzin	Stargel
Brummer	Gottlieb	Needelman	Taylor
Brutus	Grant	Negron	Traviesa
Bucher	Greenstein	Patterson	Troutman
Bullard	Grimsley	Peterman	Vana
Cannon	Harrell	Pickens	Waters
Carroll	Hasner	Planas	Williams
Clarke	Hays	Poppell	Zapata
Coley	Holloway	Porth	
Cretul	Homan	Proctor	

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate.

HB 775—A bill to be entitled An act relating to psychology specialties; creating s. 490.0149, F.S.; providing a definition; specifying the circumstances under which a psychologist may hold himself or herself out as a certified psychology specialist, board-certified psychology specialist, or psychology diplomate; requiring the Board of Psychology to adopt rules to establish specified criteria for approval of certifying bodies; specifying that a person licensed under ch. 490, F.S., may specify the types of services he or she provides; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 1053

Speaker Bense in the Chair.

Yeas—119

Adams	Bilirakis	Davis, D.	Glorioso
Allen	Bogdanoff	Davis, M.	Goldstein
Altman	Bowen	Dean	Goodlette
Ambler	Brandenburg	Detert	Gottlieb
Anderson	Brown	Domino	Grant
Antone	Brummer	Evers	Greenstein
Arza	Brutus	Farkas	Grimsley
Attkisson	Bucher	Fields	Harrell
Ausley	Bullard	Flores	Hasner
Barreiro	Cannon	Galvano	Hays
Baxley	Carroll	Gannon	Holloway
Bean	Clarke	Garcia	Homan
Bendross-Mindingall	Coley	Gardiner	Hukill
Bense	Cretul	Gelber	Jennings
Benson	Culp	Gibson, A.	Johnson
Berfield	Cusack	Gibson, H.	Jordan

Joyner	McInvale	Reagan	Slosberg
Justice	Meadows	Rice	Smith
Kendrick	Mealor	Richardson	Sobel
Kottkamp	Murzin	Rivera	Sorensen
Kravitz	Needelman	Robaina	Stansel
Kreegel	Negron	Roberson	Stargel
Kyle	Patterson	Ross	Taylor
Legg	Peterman	Rubio	Traviesa
Littlefield	Pickens	Russell	Troutman
Llorente	Planas	Ryan	Vana
Lopez-Cantera	Poppell	Sands	Waters
Machek	Porth	Sansom	Williams
Mahon	Proctor	Seiler	Zapata
Mayfield	Quinones	Simmons	

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate.

HB 591—A bill to be entitled An act relating to criminal justice; amending s. 648.387, F.S.; authorizing bail bond agents to provide electronic monitoring equipment and services; authorizing bail bond agents to contract with third-party vendors to provide electronic monitoring services; authorizing bail bond agents to register with a governmental entity to provide electronic monitoring equipment and services in certain circumstances; authorizing such agents to collect a fee for electronic monitoring equipment and services; providing that failure to timely pay fees constitutes grounds to remand; providing that such fees are exempt from specified premium requirements; amending s. 775.21, F.S.; redefining the terms "permanent residence" and "temporary residence" in order to reduce the number of consecutive days and days in the aggregate that constitute the residence of a sexual predator for purposes of requirements that the predator register with the Department of Law Enforcement, the sheriff's office, or the Department of Corrections; revising provisions relating to reimbursement of specified costs by sexual predators; revising provisions relating to the residence of sexual predators; providing penalties; creating s. 775.215, F.S.; specifying residency exclusions for sexual offenders or sexual predators; preempting and repealing certain local ordinances; amending s. 775.24, F.S.; revising provisions relating to residency exclusions for sexual predators and sexual offenders; amending s. 794.065, F.S.; providing additional residency restrictions on certain offenders; providing penalties; creating s. 907.06, F.S.; providing for electronic monitoring of certain defendants on pretrial release; requiring the monitored defendant to pay fees; providing that provision of electronic monitoring equipment and services is not an undertaking to protect members of the public from harm occasioned by a monitored defendant; prohibiting a defendant being monitored from tampering with monitoring equipment; creating s. 907.07, F.S.; requiring the chief judge of each circuit to maintain a list of licensed bail bond agents who are eligible private vendors for provision of electronic monitoring equipment and services; requiring registration of such vendors and certification of electronic monitoring devices; providing grounds for removal from the list; creating s. 907.08, F.S.; providing standards for privately owned electronic monitoring systems; creating s. 907.09, F.S.; providing criminal penalties for tampering with electronic monitoring devices; providing criminal penalties for cloning or jamming the signal of an electronic monitoring device; providing criminal penalties for the alteration or destruction of data stored or transmitted by an electronic monitoring device with specified intent; creating s. 944.161, F.S.; providing for electronic monitoring of inmates within correctional facilities; requiring monitoring of certain employees and visitors to such facilities; providing system requirements; prohibiting specified actions relating to such monitoring systems and data from such systems; providing penalties; providing rulemaking authority; amending s. 947.1405, F.S.; providing additional conditional release restrictions for certain offenders; amending s. 947.141, F.S.; revising provisions relating to hearings alleging a violation of community release by specified releasees for failure to comply with specified residency exclusions; amending s. 948.06, F.S.; revising provisions relating to

probation or community control for sexual predators and sexual offenders; amending s. 948.063, F.S.; revising provisions relating to violations of probation or community control by designated sexual offenders and sexual predators; amending s. 948.30, F.S.; revising provisions relating to terms and conditions of probation or community control for certain sex offenses; creating s. 985.4047, F.S.; providing for electronic monitoring of juvenile offenders within juvenile facilities; requiring monitoring of certain employees and visitors to such facilities; providing system requirements; prohibiting specified actions relating to such monitoring systems and data from such systems; providing penalties; providing rulemaking authority; providing effective dates.

—was read the third time by title.

Representative Ambler offered the following:

(Amendment Bar Code: 404775)

Amendment 2—Remove lines 553-554 and insert:
between the Department of Management Services and private prison providers.

Rep. Ambler moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of HB 591. The vote was:

Session Vote Sequence: 1054

Speaker Bense in the Chair.

Yeas—118

Adams	Cusack	Jennings	Quinones
Allen	Davis, D.	Johnson	Reagan
Altman	Davis, M.	Jordan	Rice
Ambler	Dean	Joyner	Richardson
Anderson	Detert	Justice	Rivera
Antone	Domino	Kendrick	Robaina
Arza	Evers	Kottkamp	Roberson
Attkisson	Farkas	Kravitz	Ross
Ausley	Fields	Kreegel	Rubio
Barreiro	Flores	Kyle	Russell
Baxley	Galvano	Legg	Ryan
Bean	Gannon	Littlefield	Sands
Bense	Garcia	Llorente	Sansom
Benson	Gardiner	Lopez-Cantera	Seiler
Berfield	Gelber	Machek	Simmons
Bilirakis	Gibson, A.	Mahon	Slosberg
Bogdanoff	Gibson, H.	Mayfield	Smith
Bowen	Glorioso	McInvale	Sobel
Brandenburg	Goldstein	Meadows	Sorensen
Brown	Goodlette	Mealor	Stansel
Brummer	Gottlieb	Murzin	Stargel
Brutus	Grant	Needelman	Taylor
Bucher	Greenstein	Negron	Traviesa
Bullard	Grimsley	Patterson	Troutman
Cannon	Harrell	Peterman	Vana
Carroll	Hasner	Pickens	Waters
Clarke	Hays	Planas	Williams
Coley	Holloway	Poppell	Zapata
Cretul	Homan	Porth	
Culp	Hukill	Proctor	

Nays—1

Bendross-Mindingall

Votes after roll call:

Nays to Yeas—Bendross-Mindingall

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

Motion to Adjourn

Rep. Rubio moved that the House adjourn for the purpose of receiving reports, holding council and committee meetings, and conducting other House business, to reconvene at 10:00 a.m., Tuesday, May 2, or upon call of the Chair. The motion was agreed to.

Messages from the Senate

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 21.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 55.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 65.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 67.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 125.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 175.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 271.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 429.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 667.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 765.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 821.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 947.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 1031.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 1089.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 1097.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 1113.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 1141.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 1157.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 1299.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 1351.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 1359.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 1435.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 1533.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 1583.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HCB 6003 (for HBs 515, 589).

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 7021.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 7107.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 7145.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 7239.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed HB 7259.

Faye W. Blanton, Secretary

The above bill was ordered enrolled.

First Reading by Publication

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 80, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Commerce and Consumer Services, Communications and Public Utilities and Senators Aronberg and Lynn—

CS for CS for SB 80—A bill to be entitled An act relating to electronic mail; requiring certain governmental entities to post a notice on their websites that electronic mail addresses sent to them are subject to release to the public; amending s. 668.606, F.S.; providing an exemption from criminal liability for certain carriers whose equipment transmits commercial electronic mail messages that violate s. 668.603, F.S., which prohibits specified actions relating to transmission of false or misleading unsolicited commercial electronic mail messages; amending s. 668.6075, F.S., and renumbering and amending subsection (2) thereof as s. 668.610, F.S.; providing that remedies and penalties under the Electronic Mail Communications Act are cumulative; creating s. 668.608, F.S.; providing criminal penalties for violations of s. 668.603, F.S., which prohibits specified actions relating to transmission of false or misleading unsolicited commercial electronic mail messages; providing applicability; creating part IV of ch. 668, F.S.; providing a short title; providing definitions; prohibiting certain acts relating to fraudulent use or possession of identifying information; authorizing civil actions for violations; providing for injunctive relief and damages; authorizing courts to increase awards of actual damages under certain circumstances; providing for recovery of attorney's fees and court costs; providing for jurisdiction and venue; providing for deposit of certain moneys received by the Attorney General into the Legal Affairs Revolving Trust Fund; authorizing the Department of Legal Affairs to adopt rules; providing for nonapplication to certain entities' good faith handling of identifying information; specifying the absence of liability for certain actions taken to prevent certain violations; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SJR 98 by the required Constitutional three-fifths vote of the members of the Senate and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senators Alexander and Bullard—

SJR 98—A joint resolution proposing the creation of a new section in Article X of the State Constitution relating to the Florida Hurricane Catastrophe Fund.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Judiciary Committee and Commerce Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 100 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Governmental Oversight and Productivity and Senators Wise and Lynn—

CS for SB 100—A bill to be entitled An act relating to the abatement of drug paraphernalia; creating the Drug Paraphernalia Abatement Task Force within the Executive Office of the Governor; prescribing task force membership; providing for meetings and duties of the task force; providing for members of the task force to be reimbursed for per diem and travel expenses; requiring the Office of Drug Control within the Executive Office of the Governor to provide staff support; requiring cooperation by state agencies;

providing for abolishing the task force on a specified date; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Transportation & Economic Development Appropriations Committee and Justice Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 108 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Banking and Insurance and Senator Fasano—

SB 108—A bill to be entitled An act relating to motor vehicle repair shops; amending s. 559.904, F.S.; requiring applicants for registration to furnish proof of certain liability insurance; providing that failure to maintain such insurance is grounds for denial, revocation, or refusal to renew a registration; amending s. 559.921, F.S.; providing that a violation of the requirement to maintain liability insurance is a criminal violation; providing administrative fines and criminal penalties; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Governmental Operations Committee and State Resources Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 122 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Education Appropriations and Senators Fasano, Lynn and Atwater—

CS for SB 122—A bill to be entitled An act relating to tuition waivers; amending s. 1009.26, F.S.; requiring state universities and community colleges to waive tuition for a recipient of a Purple Heart or other combat decoration superior in precedence who fulfills specified criteria; providing a percentage cap on the number of required credit hours for which a tuition waiver may be received; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 124 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senators Posey and Smith—

SB 124—A bill to be entitled An act relating to sovereign immunity; amending s. 768.28, F.S.; providing that a law enforcement agency is not liable for injury, death, or property damage effected or caused by a person fleeing a law enforcement officer under certain circumstances; providing for severability; providing for application; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 152, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senator Saunders—

SB 152—A bill to be entitled An act relating to assessments by the property appraiser; amending s. 193.023, F.S.; revising property appraisers' authority for inspecting real property for assessment purposes in addition to physical inspections; reducing the required frequency of physical inspections; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 174 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Criminal Justice and Senators Rich, Campbell, Smith and Posey—

CS for SB 174—A bill to be entitled An act relating to theft of property; amending s. 812.13, F.S.; providing that if an offender threatens to use a weapon or firearm during the course of a robbery, the offender commits a felony of the first degree; providing for penalties; reenacting s. 921.0022(3), (f), (h), and (i), F.S., relating to the offense severity ranking chart of the Criminal Punishment Code, to incorporate the amendment to s. 812.13, F.S., in references thereto; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Criminal Justice Appropriations Committee and Justice Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 214, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Justice Appropriations, Criminal Justice and Senators Wise, King and Siplin—

CS for CS for SB 214—A bill to be entitled An act relating to dart-firing stun guns; amending s. 790.001, F.S.; defining the term "dart-firing stun gun" for purposes of ch. 790, F.S., relating to weapons and firearms; deleting the definition of the term "remote stun gun"; amending ss. 790.01 and 790.053, F.S., relating to the carrying of concealed weapons and the open carrying of weapons; conforming provisions to the change in the definition made by the act to authorize the carrying of a dart-firing stun gun for purposes of lawful self-defense; amending s. 790.054, F.S.; providing that it is a third-degree felony to use a dart-firing stun gun against an on-duty law enforcement officer; creating s. 943.1717, F.S.; providing circumstances during which law enforcement, correctional, and correctional probation officers may employ a dart-firing stun gun; requiring the Criminal Justice Standards and Training Commission to establish standards for instruction in the use of dart-firing stun guns; requiring that a minimum number of hours in such training be included in the basic-skills course required for certain certifications; requiring certain officers who have not received training in the use of dart-firing stun guns and who are authorized to carry dart-firing stun guns to receive training; requiring annual training for certain officers; requiring a school resource officer or law enforcement officer to make certain reports concerning the use

of a dart-firing stun gun; requiring the Department of Law Enforcement to maintain the reports and provide them to the Department of Health upon request; requiring the Department of Health to conduct an ongoing study of the medical effects concerning certain uses of dart-firing stun guns; requiring a report to the Legislature; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 248 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Education, Health Care and Senators Constantine, Crist and Bullard—

CS for CS for SB 248—A bill to be entitled An act relating to automated external defibrillators; requiring certain high schools to have an automated external defibrillator on the school grounds; encouraging public and private partnerships to cover certain costs associated with automated external defibrillators; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Education Appropriations Committee and Health & Families Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 250, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Justice Appropriations, Judiciary and Senators Margolis, King, Smith, Rich, Campbell, Saunders, Haridopolos, Aronberg, Wilson and Crist.—

CS for CS for SB 250—A bill to be entitled An act relating to the prosecution of human trafficking; amending s. 787.06, F.S.; providing legislative findings and intent; defining the term "financial harm"; redefining the term "forced labor or services" to include circumstances involving the use of fraud or coercion against a person, the use of certain debt practices, and the destruction, concealing, or withholding of a person's identification documents; providing for attempted human trafficking to be an equal crime to human trafficking; prohibiting knowingly benefiting financially or receiving anything of value from human trafficking when the trafficked person engages in forced labor or services; providing criminal penalties; amending s. 772.102, F.S.; expanding the definition of the term "criminal activity" to include the offense of human trafficking and the offense of sex trafficking for purposes of seeking civil remedies for criminal offenses; amending s. 772.104, F.S.; revising a civil cause of action relating to injuries by reason of criminal activity; providing for alternative damages for violations relating to sex trafficking and human trafficking; amending s. 895.02, F.S.; redefining the term "racketeering activity" to include the offense of human trafficking for purposes of the Florida RICO Act; amending s. 16.56, F.S.; authorizing the Office of the Statewide Prosecution to prosecute any offense involving human trafficking; reenacting ss. 655.50(3)(g), 896.101(2)(g), and 905.34, F.S., relating to the definition of "specified unlawful activity" in a law prohibiting money laundering in financial institutions and in the Florida Money Laundering Act, and the subject matter jurisdiction of a statewide grand jury, to incorporate the amendments made to s. 895.02, F.S., in references thereto; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 266, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senator Fasano—

SB 266—A bill to be entitled An act relating to athletic trainers; amending s. 468.707, F.S.; revising the requirements for licensure as an athletic trainer; amending s. 468.711, F.S.; revising the criteria for continuing education in athletic training; amending s. 468.723, F.S.; providing that a person employed as an apprentice trainer or athletic trainer is not exempt from part XIII of ch. 468, F.S.; amending s. 1012.46, F.S.; deleting the classification of first responder in a school district's athletic injuries prevention and treatment program; requiring that an athletic trainer employed by a school district be licensed as an athletic trainer; deleting a requirement that such person possess certain certification as an educator; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 346 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senator Alexander—

SB 346—A bill to be entitled An act relating to workers' compensation for first responders; creating s. 112.1815, F.S.; providing a definition of the term "first responder"; providing a standard of proof for first responders with an injury or disease caused by exposure to a toxic substance; providing that any adverse result or complication relating to smallpox vaccinations is an injury by accident arising out of employment for first responders; providing a standard of proof for first responders in cases involving occupational disease; providing for the continuation of permanent total supplemental benefits after the age of 62 for certain first responders; providing a method for determining attorney's fees for first responders in cases involving exposure to toxic substances or occupational diseases; providing a definition of the term "occupational disease"; providing that the act fulfills an important state interest; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 354 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senators Hill and Atwater—

SB 354—A bill to be entitled An act relating to Veterans' Day; requiring school districts to observe Veterans' Day; prohibiting holding classes on that day; providing an exception; requiring the date of the Veterans' Day observance to correspond with the federal holiday; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Education Appropriations Committee and Education Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 360, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Justice Appropriations, Criminal Justice and Senator Campbell—

CS for CS for SB 360—A bill to be entitled An act relating to the Commission on Capital Cases; amending s. 27.701, F.S.; specifying that the capital collateral regional counsels are a part of the legislative branch; providing for the appointment of the capital collateral regional counsels by the President of the Senate and the Speaker of the House of Representatives; amending s. 27.702, F.S.; removing the requirement that the Justice Administrative Commission provide administrative support to the capital collateral regional counsels; amending s. 27.709, F.S.; specifying that the Commission on Capital Cases is a part of the legislative branch; authorizing the Commission on Capital Cases to sponsor continuing legal education programs devoted specifically to capital cases; amending s. 27.710, F.S.; specifying criteria that a private attorney must satisfy in order to be eligible to be appointed as counsel in a postconviction capital collateral proceeding; providing that a judge may appoint an attorney who does not meet the appointment criteria if exceptional circumstances exist; providing that an attorney may be removed from the capital collateral registry if the attorney does not meet the criteria; directing the executive director of the commission to remove an attorney from the registry if the attorney fails to timely file an executed contract; requiring a private attorney appointed by a court to represent a capital defendant to submit a report each quarter to the commission; requiring that the executive director remove an attorney from the registry if the attorney does not submit the report within a specified time; requiring that an attorney make reasonable efforts to assist the person under a sentence of death in finding an attorney under certain circumstances; amending s. 27.711, F.S.; providing that an attorney may submit to the Chief Financial Officer for approval a proposed budget as an alternative to the statutory attorney's fees for representing a capital defendant; requiring the attorney to accept representation and execute a fixed-fee contract if the proposed budget is approved; providing that an attorney who is listed on the registry and representing at least one capital defendant is entitled to tuition and expenses for continuing legal education courses; providing that an attorney may represent no more than 7 inmates in capital postconviction cases at any one time; authorizing a trial judge to award fees exceeding those set by law; requiring a judge intending to award such fees to make specific written findings of fact; amending s. 216.011, F.S.; providing that the capital collateral regional counsels are not a state agency; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Justice Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 370, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senator Peaden—

SB 370—A bill to be entitled An act relating to health professionals treating speech or hearing disorders; amending s. 468.1155, F.S.; revising requirements for the Department of Health in issuing a provisional license to practice speech-language pathology or audiology; revising licensing requirements for applicants who graduated, or who are currently enrolled, in

a speech-language pathology or audiology program at a university located outside of the United States or Canada; authorizing the Board of Speech-Language Pathology and Audiology to waive certain requirements for applicants who received professional education in another country under certain circumstances; amending s. 468.1165, F.S.; revising requirements for applicants to obtain professional employment in order to be licensed by the department to practice speech-language pathology or audiology; amending s. 468.1185, F.S.; revising requirements for the department to issue a license to an applicant to practice speech-language pathology or audiology; amending s. 468.1215, F.S.; revising requirements for a person to be certified as an audiology assistant; requiring an audiologist or speech-language pathologist to give an assistant a board-approved plan for training and to maintain responsibility for services performed by the assistant; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 374 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senators Peaden and Bullard—

SB 374—A bill to be entitled An act relating to the area health education center network; amending s. 381.0402, F.S.; requiring the Department of Health to cooperate with specified medical schools in maintaining and evaluating the network; expanding the purposes of the network; requiring the department to contract with the medical schools to provide funds to the network; providing that the persons to be served by the network are "medically underserved populations" rather than "low-income people"; requiring that the center assist in linking the provision of primary care services to medically underserved populations and to provide for the education of students in the health care professions and health care providers serving medically underserved populations, as well as medical students, interns, and residents; amending s. 381.0405, F.S.; providing that the Office of Rural Health is responsible for state coordination of federal rural hospital and rural health care grant programs; deleting obsolete provisions; creating s. 381.0409, F.S.; authorizing the Department of Health to coordinate with the Federal Government in carrying out certain activities relating to the recruitment and placement of health practitioners in medically underserved areas; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Health Care Appropriations Committee and Health & Families Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 410 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Criminal Justice and Senator Baker—

CS for SB 410—A bill to be entitled An act relating to employment requirements for law enforcement personnel; amending s. 943.13, F.S.; revising the presumption of disability for certain law enforcement, correctional, and correctional probation officers; amending s. 943.137, F.S.; authorizing the establishment of tobacco-use standards; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the State Administration Council.

Faye W. Blanton, Secretary

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 428 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Ways and Means, Governmental Oversight and Productivity and Senators Lawson, Smith, Fasano and Argenziano.—

CS for CS for SB 428—A bill to be entitled An act relating to per diem and travel expenses; amending s. 112.061, F.S.; revising per diem, subsistence, and mileage rates for purposes of reimbursement of travel expenses of public officers, employees, and authorized persons; providing an appropriation; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 460, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Transportation and Economic Development Appropriations and Senators Wise and King—

CS for SB 460—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; providing for the proceeds from the sale of Police Athletic League license plates to be distributed to the State of Florida Association of Police Athletic/Activities Leagues, Inc.; authorizing the use of a portion of such fees for administrative and promotional cost; amending s. 320.08068, F.S.; revising provisions governing distribution of the proceeds from the sale of motorcycle specialty license plates; revising the amount and permissible uses of the proceeds; requiring that a portion of the proceeds be distributed to the Blind Services Foundation of Florida; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 484 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Criminal Justice and Senators Rich, Campbell, Bennett, Aronberg and Bullard—

CS for SB 484—A bill to be entitled An act relating to cruelty to animals; amending s. 828.12, F.S.; increasing certain minimum mandatory fines and periods of incarceration for certain acts of cruelty to animals; providing applicability; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Agriculture Committee and State Resources Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 526 and requests the concurrence of the House.

By the Committee on Judiciary and Senator Wise—

CS for SB 526—A bill to be entitled An act relating to juvenile defendants; amending s. 27.51, F.S.; requiring that the public defender represent an indigent child taken into custody under specified delinquency provisions; amending s. 985.203, F.S.; requiring that a child be represented at a specified point in delinquency court proceedings unless the right to counsel is waived after receiving advice of counsel; providing that counsel be permitted to advise a child after a specified point in delinquency court proceedings; requiring that the court appoint counsel for an indigent child if the child's parent or legal guardian is the alleged victim in the case; providing that the parents or legal guardian is not liable for fees, charges, or costs upon a finding by the court that a parent or legal guardian is a victim of the offense; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Judiciary Committee and Justice Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 540 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senators Fasano and Lynn—

SB 540—A bill to be entitled An act relating to drawings by chance; amending s. 849.0935, F.S.; including chambers of commerce that qualify under 26 U.S.C. s. 501(c)(6) in the organizations that may conduct drawings by chance; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Governmental Operations Committee and Commerce Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for CS for SB 638 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Transportation and Economic Development Appropriations, Community Affairs, Criminal Justice and Senator Clary—

CS for CS for CS for SB 638—A bill to be entitled An act relating to sheltering of sexual offenders and predators; amending s. 252.35, F.S.; requiring the Division of Emergency Management, in conjunction with specified agencies, to set forth policy guidance for the sheltering of individuals designated as sexual predators or subject to registration as sexual offenders; amending ss. 775.21 and 943.0435, F.S.; requiring sexual predators and individuals subject to registration as sexual offenders seeking shelter to adhere to specified guidelines and provisions; providing penalties; providing a finding of important state interest; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Criminal Justice Committee and State Administration Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 692, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senator Webster—

SB 692—A bill to be entitled An act relating to tax on sales, use, and other transactions; specifying a period during which the sale of books, clothing, and school supplies is exempt from such tax; providing definitions; providing exceptions; authorizing the Department of Revenue to adopt rules; providing an appropriation; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 704, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senator Alexander—

SB 704—A bill to be entitled An act relating to automated teller machine transaction charges; creating s. 655.966, F.S.; authorizing the operator of an automated teller machine to charge an access fee or surcharge for transactions using accounts from certain financial institutions; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB's 716 & 2660, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Judiciary, Ethics and Elections and Senators Posey, Rich, Wilson, Margolis and Aronberg—

CS for CS for SB's 716 & 2660—A bill to be entitled An act relating to campaign finance; amending s. 106.011, F.S.; redefining the terms "political committee," "contribution," "expenditure," "communications media," and "electioneering communication"; defining the term "electioneering communications organization"; amending s. 106.022, F.S.; conforming a reference to an electioneering communications organization; amending s. 106.03, F.S.; revising the registration requirements for political committees and electioneering communications organizations; creating s. 106.0701; establishing campaign finance reporting requirements for certain officers and candidates soliciting contributions for certain committees and organizations; providing definitions; providing penalties; creating s. 106.0703, F.S.; establishing campaign finance reporting requirements for electioneering communications organizations; amending s. 106.0705, F.S.; incorporating the new campaign finance reporting requirements for electioneering communications organizations into the Department of State's electronic campaign finance reporting system; amending s. 106.08, F.S.; prohibiting the use of certain contributions received by an electioneering communications organization proximate to an election; limiting contributions to certain committees of continuous existence, electioneering communications organizations, and tax-exempt organizations pursuant to 26 U.S.C. s. 527 and 501(c)(4); reenacting ss. 106.07, 106.08(8), and 106.19, F.S., relating to reports, certification and filing, and penalty provisions, to incorporate the amendments made by this act to ss. 106.03 and 106.08, F.S., in references thereto; providing effective dates.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 726 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on General Government Appropriations and Senator Argenziano—

CS for SB 726—A bill to be entitled An act relating to private investigative, private security, and repossession services; amending s. 493.6106, F.S.; increasing the minimum age required for certain licensees; amending s. 493.6113, F.S.; conforming a provision requiring certification of insurance coverage; requiring certain licensees to complete specified continuing education; requiring the Department of Agriculture and Consumer Services to establish by rule criteria for the approval of continuing education courses and providers and the form for certificates of completion; amending s. 493.6202, F.S.; requiring the department to establish by rule certain fees relating to private investigative services; amending s. 493.6203, F.S.; requiring passage of an examination for licensure as a private investigator; providing an exemption for certain licensees; requiring reexamination for relicensure under certain circumstances; requiring successful completion of certain coursework and passage of an examination for licensure as a private investigator intern; requiring the department to establish by rule the general content and the form for certificates of completion of such training and criteria for the examination; requiring reexamination for relicensure under certain circumstances; amending s. 493.6406, F.S.; revising the information that is required to be included in an application for licensure as a repossession services school or training facility; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Agriculture & Environment Appropriations Committee and State Resources Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 730 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Criminal Justice and Senators Lynn, Aronberg, and Crist—

CS for SB 730—A bill to be entitled An act relating to accessories to a crime; providing a short title; amending s. 777.03, F.S.; limiting the provision that exempts certain members of an offender's family from being charged with the offense of acting as an accessory after the fact to circumstances involving third-degree felony offenses; specifying additional actions that constitute being an accessory after the fact, for which penalties are provided; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 792 by the required Constitutional two-thirds vote of all members present and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Governmental Oversight and Productivity and Government Efficiency Appropriations—

CS for SB 792—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 213.053, F.S., relating to an exemption from public-records requirements for information contained in returns, accounts, or declarations received by the Department of Revenue pursuant to ch. 202, F.S.; making organizational and grammatical changes; saving the exemption from repeal under the Open Government Sunset Review Act; deleting provisions that provide for the repeal of the exemption; amending ss. 202.37, 206.27, 409.2577, 607.0130, 608.703, 617.01301, and 896.102, F.S.; conforming cross-references; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for CS for SB 888, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Ways and Means, Environmental Preservation, Communications and Public Utilities and Senators Constantine, Aronberg and others—

CS for CS for CS for SB 888—A bill to be entitled An act relating to energy; creating the Florida Energy Commission, which is located within the Office of Legislative Services for administrative purposes; providing for the membership of the commission; providing for appointment, terms of office, and qualifications of members; providing for voting members to be reimbursed for per diem and travel expenses; providing for meetings of the commission; authorizing the commission to employ staff; requiring that the commission develop policy recommendations; requiring an annual report to the Legislature; requiring a study and a report to the Governor and Legislature concerning the electric transmission grid; creating s. 377.801, F.S.; creating the "Florida Renewable Energy Technologies and Energy Efficiency Act"; creating s. 377.802, F.S.; stating the purpose of the act; creating s. 377.803, F.S.; providing definitions; creating s. 377.804, F.S.; creating the Renewable Energy Technologies Grants Program; providing program requirements and procedures, including matching funds; requiring the Department of Environmental Protection to coordinate with the Department of Agriculture and Consumer Services; requiring joint departmental approval for the funding of any bioenergy project; creating s. 377.805, F.S.; creating the Energy Efficient Appliance Rebate Program; providing program requirements, procedures, and limitations; creating s. 377.8055, F.S.; providing a sales tax holiday for energy efficient products; providing for rules; creating s. 377.806, F.S.; creating the Solar Energy System Incentives Program; providing definitions; creating the solar photovoltaic incentive program; providing eligibility requirements; providing rebate amounts; creating the solar thermal incentive program; providing for eligibility; providing rebate amounts; providing rulemaking authority to the Public Service Commission; requiring the Florida Solar Energy Center to certify the performance of solar equipment sold and installed in the state; amending s. 212.08, F.S.; providing definitions for the terms "biodiesel" and "ethanol"; providing tax exemptions for the sale or use of certain energy efficient products; providing eligibility requirements and tax credit limits; directing the department to adopt rules; directing the department to determine and publish certain information relating to such exemptions; amending s. 213.053, F.S.; authorizing the Department of Revenue to share certain information with the Department of Environmental Protection for specified purposes; amending s. 220.02, F.S.; providing the order of application of the renewable energy technologies investment tax credit; creating s. 220.192, F.S.; establishing a corporate tax credit for certain costs related to renewable energy technologies; providing eligibility requirements and credit limits; providing certain authority to the Department of Environmental Protection and the Department of Revenue; directing the Department of Environmental Protection to determine and publish certain information; amending s. 220.13,

F.S.; providing an addition to the definition of "adjusted federal income"; amending s. 186.801, F.S.; revising the provisions of electric utility 10-year site plans to include the effect on fuel diversity; amending s. 366.04, F.S.; revising the safety standards for public utilities; amending s. 366.05, F.S.; authorizing the Public Service Commission to adopt certain construction standards and make certain determinations; amending s. 403.503, F.S.; revising and providing definitions applicable to the Florida Electrical Power Plant Siting Act; amending s. 403.504, F.S.; providing the Department of Environmental Protection with additional powers and duties relating to the Florida Electrical Power Plant Siting Act; amending s. 403.5055, F.S.; revising provisions for certain permits associated with applications for electrical power plant certification; amending s. 403.506, F.S.; revising provisions relating to applicability and certification of certain power plants; amending s. 403.5064, F.S.; revising provisions for distribution of applications and schedules relating to certification; amending s. 403.5065, F.S.; revising provisions relating to the appointment of administrative law judges; amending s. 403.5066, F.S.; revising provisions relating to the determination of completeness for certain applications; creating s. 403.50663, F.S.; authorizing certain local governments and regional planning councils to hold an informational public meeting; providing requirements and procedures therefor; creating s. 403.50665, F.S.; requiring local governments to file certain land use determinations; providing requirements and procedures therefor; repealing s. 403.5067, F.S.; relating to the determination of sufficiency for certain applications; amending s. 403.507, F.S.; revising required statement provisions for affected agencies; amending s. 403.508, F.S.; revising provisions related to land use and certification proceedings; requiring certain notice; amending s. 403.509, F.S.; revising provisions related to the final disposition of certain applications; providing requirements and provisions with respect thereto; amending s. 403.511, F.S.; revising provisions related to the effect of certification for the construction and operation of proposed power plants; providing that issuance of certification meets certain consistency requirements; creating s. 403.5112, F.S.; requiring filing of notice for certified corridor routes; providing requirements and procedures with respect thereto; creating s. 403.5113, F.S.; authorizing postcertification amendments for power plant site certification applications; providing requirements and procedures with respect thereto; amending s. 403.5115, F.S.; requiring certain public notice for activities related to power plant site application, certification, and land use determination; providing requirements and procedures with respect thereto; directing the Department of Environmental Protection to maintain certain lists and provide copies to of certain publications; amending s. 403.513, F.S.; revising provisions for judicial review of appeals related to power plant site certification; amending s. 403.516, F.S.; revising provisions relating to modification of certification for power plant sites; amending s. 403.517, F.S.; revising the provisions relating to supplemental applications for certain power plant sites; amending s. 403.5175, F.S.; revising provisions relating to existing power plant site certification; revising the procedure for reviewing and processing applications; requiring additional information to be included in certain applications; amending s. 403.518, F.S.; revising the allocation of proceeds from certain fees collected; providing for reimbursement of certain expenses; directing the Department of Environmental Protection to establish rules for determination of certain fees; eliminating certain operational license fees; providing that applications for power plant certification be processed under laws applicable at the time the application is filed; providing exceptions; amending s. 403.519, F.S.; directing the Public Service Commission to consider fuel diversity and reliability in certain determinations; providing for determination of need for nuclear power plants; providing an exemption from purchased power supply bid rule; creating s. 366.93, F.S.; providing definitions; requiring the Public Service Commission to implement rules related to nuclear power plant cost recovery; requiring a report; amending s. 403.52, F.S.; changing the short title to the "Florida Electric Transmission Line Siting Act"; amending s. 403.521, F.S.; revising legislative intent; amending s. 403.522, F.S.; revising definitions; defining the terms "licensee" and "maintenance and access roads"; amending s. 403.523, F.S.; revising powers and duties of the Department of Environmental Protection; requiring the department to collect and process fees, to prepare a project analysis, to act as clerk for the siting board, and to administer and manage the terms and

conditions of the certification order and supporting documents and records; amending s. 403.524, F.S.; revising provisions for applicability, certification, and exemptions under the act; revising provisions for notice by an electric utility of its intent to construct an exempt transmission line; amending s. 403.525, F.S.; providing for powers and duties of the administrative law judge designated by the Division of Administrative Hearings to conduct the required hearings; amending s. 403.5251, F.S.; revising application procedures and schedules; providing for the formal date of filing an application for certification and commencement of the certification review process; requiring the department to prepare a proposed schedule of dates for determination of completeness and other significant dates to be followed during the certification process; providing for the formal date of application distribution; requiring the applicant to provide notice of filing the application; amending s. 403.5252, F.S.; revising timeframes and procedures for determination of completeness of the application; requiring the department to consult with affected agencies; revising requirements for the department to file a statement of its determination of completeness with the Division of Administrative Hearings, the applicant, and all parties within a certain time after distribution of the application; revising requirements for the applicant to file a statement with the department, the division, and all parties, if the department determines the application is not complete; providing for the statement to notify the department whether the information will be provided; revising timeframes and procedures for contests of the determination by the department; providing for parties to a hearing on the issue of completeness; amending s. 403.526, F.S.; revising criteria and procedures for preliminary statements of issues, reports, and studies; revising timeframes; requiring that the preliminary statement of issues from each affected agency be submitted to the department and the applicant; revising criteria for the Department of Community Affairs' report; requiring the Department of Transportation, the Public Service Commission, and any other affected agency to prepare a project report; revising required content of the report; providing for notice of any nonprocedural requirements not listed in the application; providing for failure to provide such notification; providing for a recommendation for approval or denial of the application; providing that receipt of an affirmative determination of need is a condition precedent to further processing of the application; requiring that the department prepare a project analysis to be filed with the administrative law judge and served on all parties within a certain time; amending s. 403.527, F.S.; revising procedures and timeframes for the certification hearing conducted by the administrative law judge; revising provisions for notices and publication of notices, public hearings held by local governments, testimony at the public-hearing portion of the certification hearing, the order of presentations at the hearing, and consideration of certain communications by the administrative law judge; requiring the applicant to pay certain expenses and costs; requiring the administrative law judge to issue a recommended order disposing of the application; requiring that certain notices be made in accordance with specified requirements and within a certain time; requiring the Department of Transportation to be a party to the proceedings; providing for the administrative law judge to cancel the certification hearing and relinquish jurisdiction to the Department of Environmental Protection upon request by the applicant or the department; requiring the department and the applicant to publish notice of such cancellation; providing for parties to submit proposed recommended orders to the department when the certification hearing has been canceled; providing that the department prepare a recommended order for final action by the siting board when the hearing has been canceled; amending s. 403.5271, F.S.; revising procedures and timeframes for consideration of proposed alternate corridors; revising notice requirements; providing for notice of the filing of the alternate corridor and revised time schedules; providing for notice to agencies newly affected by the proposed alternate corridor; requiring the person proposing the alternate corridor to provide all data to the agencies within a certain time; providing for a determination by the department that the data is not complete; providing for withdrawal of the proposed alternate corridor upon such determination; requiring that agencies file reports with the applicant and the department which address the proposed alternate corridor; requiring that the department file with the administrative law judge, the applicant, and all parties a project analysis of the proposed alternate corridor; providing that the party proposing an alternate corridor has

the burden of proof concerning the certifiability of the alternate corridor; amending s. 403.5272, F.S.; revising procedures for informational public meetings; providing for informational public meetings held by regional planning councils; revising timeframes; amending s. 403.5275, F.S.; revising provisions for amendment to the application prior to certification; amending s. 403.528, F.S.; providing that a comprehensive application encompassing more than one proposed transmission line may be good cause for altering established time limits; amending s. 403.529, F.S.; revising provisions for final disposition of the application by the siting board; providing for the administrative law judge's or department's recommended order; amending s. 403.531, F.S.; revising provisions for conditions of certification; amending s. 403.5312, F.S.; requiring the applicant to file notice of a certified corridor route with the department; amending s. 403.5315, F.S.; revising the circumstances under which a certification may be modified after the certification has been issued; providing for procedures if objections are raised to the proposed modification; creating s. 403.5317, F.S.; providing procedures for changes proposed by the licensee after certification; requiring the department to determine within a certain time if the proposed change requires modification of the conditions of certification; requiring notice to the licensee, all agencies, and all parties of changes that are approved as not requiring modification of the conditions of certification; creating s. 403.5363, F.S.; requiring publication of certain notices by the applicant, the proponent of an alternate corridor, and the department; requiring the department to adopt rules specifying the content of such notices; amending s. 403.5365, F.S.; revising application fees and the distribution of fees collected; revising procedures for reimbursement of local governments and regional planning organizations; amending s. 403.537, F.S.; revising the schedule for notice of a public hearing by the Public Service Commission in order to determine the need for a transmission line; providing that the commission is the sole forum in which to determine the need for a transmission line; amending ss. 373.441, 403.061, 403.0876, and 403.809, F.S.; conforming terminology to changes made by the act; repealing ss. 403.5253 and 403.5369, F.S., relating to determination of sufficiency of application or amendment to the application and the application of the act to applications filed before a certain date; requiring a report to the Governor and Legislature; providing appropriations; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 908 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Criminal Justice and Senators Wise and Lynn—

CS for SB 908—A bill to be entitled An act relating to the change of a name; amending s. 68.07, F.S.; requiring that the petition for a change of name include two sets of fingerprints and a processing fee; providing duties of the clerk of the court with respect to forwarding sets of fingerprints to the Department of Law Enforcement for purposes of the state and national criminal history records check and following the granting of a petition; revising when a hearing on a change-of-name petition may occur; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Criminal Justice Appropriations Committee and Justice Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 940 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Justice Appropriations, Judiciary and Senator Posey—

CS for CS for SB 940—A bill to be entitled An act relating to court costs for drug court programs; creating s. 938.20, F.S.; authorizing counties to provide by ordinance for funding of drug court programs through the assessment of an additional mandatory court cost; providing for the assessment to be imposed against persons who plead guilty or no contest to, or are convicted of, certain drug-abuse prevention and control provisions or certain local ordinances or uniform traffic control laws involving alcohol or other substance use or abuse; providing for collection and deposit of the assessment; providing for administration of the funds; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Justice Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 980 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Communications and Public Utilities, Community Affairs and Senator Alexander—

CS for CS for SB 980—A bill to be entitled An act relating to electric transmission and distribution; creating s. 163.3208, F.S.; providing legislative intent; defining the term "distribution electric substation"; providing criteria for adoption and enforcement by a local government of land development regulations for new electric substations; providing that new substations are a permitted use in all land use categories and zoning districts within a utility's service territory; providing for exceptions; providing standards which apply if a local government does not adopt reasonable standards for substation siting; providing for approval of an application for development of a proposed distribution electric substation when the application demonstrates that the design is consistent with the local government's applicable standards; providing alternative procedures for site approval; providing for application of certain local siting standards to applications received after public notice of the adoption hearing on those standards; providing a timeframe and procedures for a local government to approve or deny an application for an electric substation; providing that the application is deemed approved if not acted on within the timeframe; providing for waiver of timeframes; authorizing the local government to establish timeframes for certain required information to be furnished; creating s. 163.3209, F.S.; prohibiting local governments from requiring any permits or approvals for certain vegetation maintenance in an established electric transmission or distribution line right-of-way; defining the term "vegetation maintenance and tree pruning or trimming"; providing for a utility to give notice to the local government before conducting such vegetation-maintenance activities; providing for exceptions; requiring the utility to provide its vegetation-maintenance plan to the local government and discuss it with the local government; specifying standards for vegetation maintenance and tree pruning or trimming conducted by utilities; providing for supervision of vegetation maintenance and tree pruning or trimming activities; limiting the height and clearance distance of vegetation that may be required by a local government in an established right-of-way of certain lines; providing for application and construction with respect to local franchise authority and ordinances or regulations governing planting, pruning, trimming, or removal of certain trees; providing for application when a local government adopts a described plan for vegetation maintenance, tree pruning, tree removal, and tree trimming within established rights-of-way; providing that vegetation maintenance costs be considered recoverable; creating s. 186.0201, F.S.; requiring electric utilities to notify the regional planning council of plans to site electric substations; providing for content of the notification; requiring that the information be included in the regional planning council's annual report and

supplied to local governments under certain conditions; amending s. 186.513, F.S.; correcting a reference to a specified agency; providing for application to the Florida Electrical Power Plant Siting Act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 994, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on General Government Appropriations, Agriculture and Senator Alexander—

CS for CS for SB 994—A bill to be entitled An act relating to citrus; amending s. 193.461, F.S.; providing that certain lands are classified as agricultural lands for the duration of certain successor programs; amending s. 581.184, F.S.; requiring the Department of Agriculture and Consumer Services to implement a citrus health plan for certain purposes; eliminating the authority of the department to remove and destroy certain citrus trees; deleting definitions and provisions relating to immediate final orders, notice to property owners, rulemaking authority, and the posting of certain orders, to conform; requiring certain law enforcement officers to maintain order under certain circumstances involving the citrus canker disease management process; creating s. 581.1843, F.S.; making it unlawful to propagate certain citrus nursery stock on or after January 1, 2007, at sites and under certain conditions not approved by the department; providing exceptions; providing rulemaking authority; specifying regulation of certain varieties of citrus plants; providing exceptions; requiring the department to establish certain regulated areas around commercial citrus nurseries; providing exceptions; providing for notice to property owners by immediate final order prior to removal of certain citrus trees; providing an appeal process for an immediate final order; providing for preemption to the state to regulate the removal and destruction of certain citrus plants; requiring the department to relocate certain trees to certain locations; amending s. 581.1845, F.S., relating to compensation to homeowners whose trees have been removed; clarifying that such compensation is subject to appropriation; requiring that certain compensation claims be filed by December 31, 2007; providing for the expiration of compensation claims not filed prior to January 1, 2008; amending ss. 120.80, 348.0008, 933.02, and 933.40, F.S.; deleting provisions and cross-references, to conform; providing appropriations; authorizing the department to submit a budget amendment and providing requirements therefor; amending s. 601.15, F.S.; clarifying provisions relating to the excise tax on citrus; establishing maximum rates and providing procedures by which the Florida Citrus Commission may set rates lower than the maximums; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 1004, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senator Bullard—

SB 1004—A bill to be entitled An act relating to personnel discipline in public schools; amending s. 1012.795, F.S.; authorizing the Education Practices Commission to penalize any person who knowingly obtained or

knowingly attempted to obtain an educator certificate by fraudulent means; providing for prospective application of the act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Choice & Innovation Committee and Education Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 1024 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Governmental Oversight and Productivity and Senator Constantine—

CS for SB 1024—A bill to be entitled An act relating to deferred compensation programs; amending s. 112.215, F.S.; revising the term "employee" and defining the term "governmental entity"; authorizing governmental entities, by ordinance, contract agreement, or other documentation, to participate in the deferred compensation plan of the state and specifying responsibility of the Chief Financial Officer with respect thereto; revising the duties of the State Board of Administration regarding the establishment and management of deferred compensation plans for employees of governmental entities; amending s. 20.121, F.S., relating to the Department of Financial Services, to conform; providing effective dates.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Fiscal Council and State Administration Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 1032 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senators Margolis and Smith—

SB 1032—A bill to be entitled An act relating to affordable housing; amending s. 420.5087, F.S.; reducing the percentage of the loan amount which the sponsor of a housing community for the elderly must commit to match in order to receive the loan under the State Apartment Incentive Loan Program; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Transportation & Economic Development Appropriations Committee and State Infrastructure Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 1042 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Ways and Means and Governmental Oversight and Productivity—

CS for SB 1042—A bill to be entitled An act relating to the Florida Retirement System; creating s. 121.047, F.S.; consolidating the operation of the Institute of Food and Agricultural Sciences Supplemental Retirement Program under the Florida Retirement System; providing for assumption of program liabilities and obligations; abolishing the Institute of Food and Agricultural Sciences Supplemental Retirement Trust Fund; barring program participants from membership in the Florida Retirement System; amending s. 121.40, F.S., relating to the establishment and administration of the Institute of

Food and Agricultural Sciences Supplemental Retirement Program; conforming provisions to changes made by the act; redefining the term "trust fund" for purposes of administering the program; providing a rate of monthly contributions; removing provisions relating to investments of the program trust fund; providing a legislative finding that the act fulfills an important state interest; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Fiscal Council and State Administration Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 1074 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senator Smith—

SB 1074—A bill to be entitled An act relating to the assessment of obsolete agricultural equipment for purposes of ad valorem taxation; providing for obsolete agricultural equipment to be assessed at its value as salvage; defining the term "agricultural equipment"; providing a procedure for a taxpayer to claim the right of assessment under this section; authorizing the property appraiser to require information establishing a taxpayer's right to the classification; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Agriculture & Environment Appropriations Committee and State Resources Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 1080, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Judiciary and Children and Families—

CS for CS for SB 1080—A bill to be entitled An act relating to child protective services; amending s. 39.01, F.S.; revising definitions relating to child protective services; amending s. 39.0121, F.S.; authorizing the Department of Children and Family Services to adopt rules for sharing information contained in a child's case plan with the custodian and family services counselor; amending s. 39.013, F.S.; removing provisions relating to continuances; creating s. 39.0136, F.S.; providing for time limitations in child protective cases; providing exceptions; creating s. 39.0137; providing that state laws do not supersede certain federal laws; requiring the Department of Children and Family Services to adopt rules; creating s. 39.0138, F.S.; requiring the department to conduct a criminal history records check of any person being considered as a prospective foster parent; prohibiting a court from placing a child with a person if the person's criminal history records check shows that the person was convicted of certain specified felonies; requiring a person to disclose to the department pending criminal proceedings; providing that a court may review the granting or denial of the placement of a child based upon a criminal offense; providing that the person seeking placement of a child has the burden of setting forth evidence that he or she will not endanger the child if placement is allowed; amending s. 39.201, F.S.; requiring that any person who knows or suspects that a child is in need of supervision and care and has no parent, legal custodian, or responsible adult relative immediately known and available to provide supervision and care, must report this information to the central abuse hotline of the Department of Children and Family Services; amending s. 39.301, F.S.; providing that the department may rely upon a previous report to indicate that child abuse has occurred; redefining the term "criminal conduct" to include a child who is

known or suspected to be a victim of human trafficking; requiring each child protective investigator to inform the person who is the subject of a child protective investigation that he or she has a duty to report any change in the residence or location of the child to the investigator and that the duty to report continues until the investigation is closed; providing that if the child has moved to a different residence or location, a report may be filed with a law enforcement agency under certain circumstances; amending s. 39.303, F.S.; conforming provisions to changes made by the act; amending s. 39.402, F.S.; requiring that a shelter hearing order contain specified information relating to the availability of services to prevent removal from the home; amending s. 39.507, F.S.; requiring the court to inquire of the parents whether the parents have relatives who might be considered as a placement for the child; requiring that the court advise the parents that if they fail to comply with the case plan their parental rights may be terminated; amending s. 39.5085, F.S.; conforming provisions to changes made by the act; correcting cross-references; amending s. 39.521, F.S.; clarifying circumstances under which transferring custody to an adult relative must be considered; amending s. 39.522, F.S.; requiring the court to consider the continuity of the child's placement in the same out-of-home residence as a factor when determining the best interests of the child in a postdisposition proceeding to modify custody; creating s. 39.6011, F.S.; providing procedures for drafting and implementing a case plan; requiring the department to prepare a case plan for each child receiving services from the department; requiring certain face-to-face meetings; creating s. 39.6012, F.S.; providing for case plan tasks and services; providing the content for the case plan; creating s. 39.6013, F.S.; providing for amendments to a case plan; describing the circumstance under which a case plan may be modified; amending s. 39.603, F.S.; requiring that case plans and amendments be approved by the court; amending s. 39.621, F.S.; declaring that time is of the essence for a child in the dependency system; providing prehearing procedures; providing for permanency hearings; directing the court to make certain findings at the permanency hearing; creating s. 39.6221, F.S.; providing for the permanent guardianship for a dependent child; authorizing the court to consider a permanent guardian as a long-term option for a dependent child; requiring a written order; providing for the contents of the permanent guardianship order; creating s. 39.6231, F.S.; providing for placement with a fit and willing relative; requiring the court to specify the reasons to place a child with a relative; providing for the department to supervise the placement for a specified time period; creating s. 39.6241, F.S.; authorizing the court to place a child in another planned permanent living arrangement under certain circumstances; amending s. 39.701, F.S.; requiring that a child's current health and education records be included in the documentation for the judicial review report; requiring the court to conduct a judicial review 6 months after the child was placed in shelter care; creating s. 39.8055, F.S.; requiring the department to file a petition or to join in a petition to terminate parental rights within a specified number of days under certain circumstances; providing exceptions; providing examples of compelling reasons for the department not to file or to join a petition to terminate parental rights; authorizing the court to review the decision by the department for not filing or joining a petition for termination of parental rights; amending s. 39.806, F.S.; authorizing a material breach of the case plan as a ground to terminate parental rights; requiring that the department show, and the court find, the material breach by clear and convincing evidence; amending s. 39.810, F.S.; providing certain factors for the court to consider for the best interest of the child; amending s. 39.811, F.S.; conforming provisions to changes made by the act; amending ss. 39.0015, 39.205, 39.302, 39.828, 63.092, and 419.001, F.S.; correcting cross-references; reenacting s. 39.802(5), F.S., relating to the filing of a petition to terminate parental rights, to incorporate the amendments made to s. 39.806, F.S., in a reference thereto; repealing ss. 39.601, 39.622, 39.623, 39.624, 39.703, and 435.045, F.S., relating to case plan requirements, long-term custody of a dependent child, long-term licensed custody of a dependent child, independent living, the initiation of termination of parental rights proceedings, and background screening of certain persons before a dependent child is placed in their home, respectively; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB's 1086 & 1604 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Governmental Oversight and Productivity and Senators Jones, Lawson, Campbell and Aronberg—

CS for SB's 1086 & 1604—A bill to be entitled An act relating to building designations; designating a building located at the University of South Florida St. Petersburg as "H. William Heller Hall"; directing the University of South Florida St. Petersburg to erect suitable markers; designating a building in Lee County as the Joseph P. D'Alessandro Office Complex; directing the Department of Management Services to erect suitable markers; designating the John M. McKay Visitors Pavilion at the John and Mabel Ringling Museum of Art at the Florida State University Center for Cultural Arts; designating the Reubin O'D. Askew Student Life Center, the Sherrill Williams Ragans Hall, the John Thrasher Building, the Mike Martin Field at Dick Howser Stadium, and the JoAnne Graf Softball Field at Florida State University; authorizing Florida State University to erect markers; designating the Powell Family Structures and Materials Laboratory, the Steinbrenner Band Hall, the Jim and Alexis Pugh Hall, and the L. E. "Red" Larson Dairy Science Building at the University of Florida; directing the University of Florida to erect suitable markers; designating the Kleist Health Education Center, the Herbert J. Sugden Hall, Holmes Hall, and Lutgert Hall at Florida Gulf Coast University; directing Florida Gulf Coast University to erect suitable markers; designating the new alumni center at the Boca Raton campus of Florida Atlantic University as the "Marleen and Harold Forkas Alumni Center"; directing Florida Atlantic University to erect suitable markers; designating the art museum at the University Park campus of Florida International University as the "Patricia and Phillip Frost Art Museum"; directing Florida International University to erect suitable markers; designating the John S. Curran, M.D., Children's Health Center at the University of South Florida; directing the University of South Florida to erect suitable markers; designating the Florida Center for Solid and Hazardous Waste Management as the "William W. 'Bill' Hinkley Center for Solid and Hazardous Waste Management"; directing the Department of Environmental Protection to erect suitable markers; designating the FAMU-FSU College of Engineering Building as the "Herbert F. Morgan Building"; authorizing Florida Agricultural and Mechanical University and Florida State University to erect markers; designating the School of Business and Industry Building at Florida Agricultural and Mechanical University as the "Sybil C. Mobley Business Building"; providing for the erection of markers; designating the Allied Health Building at Florida Agricultural and Mechanical University as the "Margaret W. Lewis/Jacqueline B. Beck Allied Health Building"; providing for the erection of markers; designating the Architecture Building at Florida Agricultural and Mechanical University as the "Walter L. Smith Architecture Building"; providing for the erection of markers; designating the Archives Building at Florida Agricultural and Mechanical University as the "Carrie Meek/James N. Eaton, Sr., Southeastern Regional Black Archives Research Center and Museum"; designating the Multipurpose Classroom Building Number 46 at the University of North Florida as "Hodges Stadium"; authorizing the University of North Florida to erect markers; providing effective dates.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 1090 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on General Government Appropriations, Environmental Preservation and Senator Baker—

CS for CS for SB 1090—A bill to be entitled An act relating to the regulation of wells; amending s. 373.323, F.S.; authorizing licensed water well contractors to facilitate performance of additional work incidental to the construction, repair, or abandonment of a water well; amending s. 373.324, F.S.; requiring the Department of Environmental Protection to include an administrative fee in its license-renewal method prescribed by rule; waiving continuing education requirements for license renewal of certain water well contractors; providing exemptions from continuing education requirements for water well contractors on active military duty and their spouses; amending s. 373.333, F.S.; increasing the amount of the administrative fine a water management district may impose for certain water well contracting violations; allowing the water management district to impose an administrative fine against unlicensed water well contractors; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 1172, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Regulated Industries and Senators Aronberg and Argenziano—

CS for SB 1172—A bill to be entitled An act relating to public food service establishments; providing legislative findings and intent; creating s. 509.233, F.S.; creating a pilot program that authorizes local governments to adopt an ordinance establishing a local exemption to certain provisions of general law and agency rules relating to public food service establishments in order to permit patrons' dogs at certain designated outdoor portions of such establishments; providing for implementation and enforcement procedures; providing for state assistance; providing for future review and repeal; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 1212 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Governmental Oversight and Productivity and Agriculture—

CS for CS for SB 1212—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 403.067, F.S., relating to an exemption from public-records requirements provided for individual agricultural records of processes, methods of production, and costs which are not otherwise public records and which are reported to the Department of Agriculture and Consumer Services; saving the exemption from repeal under the Open Government Sunset Review Act; deleting provisions providing for the repeal of the exemption; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 1218, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Judiciary and Senators Bennett and Crist—

CS for SB 1218—A bill to be entitled An act relating to recovering, towing, or storing vehicles and vessels; amending ss. 125.0103 and 166.043, F.S.; prescribing the rates for towing and storage in counties and municipalities that have not established rates; amending s. 321.051, F.S.; requiring the rates for the wrecker operator system of the Florida Highway Patrol to be established and adjusted biannually for the purpose of ensuring that the rates are equitable; amending s. 713.78, F.S.; revising provisions governing the amount for which an unclaimed vehicle or vessel may be sold by the owner or operator of the storage space vehicles and vessels; revising certain requirements that notice be provided by mail to the owner, insurance company, and persons claiming a lien against the vehicle or vessel; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Transportation Committee and Justice Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 1270 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senator Margolis—

SB 1270—A bill to be entitled An act relating to the Advisory Council on Condominiums; requiring that council review certain provisions related to protections for purchasers of condominium conversions; requiring a report to the Legislature; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Justice Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 1282 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senators Carlton, Bennett, Bullard, Baker, Diaz de la Portilla and others—

SB 1282—A bill to be entitled An act relating to K-8 virtual schools; establishing the K-8 Virtual School Program within the Department of Education; providing requirements for schools to be eligible to participate in the program; authorizing participating schools to be for-profit or nonprofit entities; providing a procedure by which schools can apply to participate in the program; requiring that the application and approval process be available by a specified time; requiring that instructional personnel have Florida teaching certificates; requiring participating school personnel to undergo certain background screening required by law; requiring education plans to conform to the Sunshine State Standards; requiring school applicants to provide a 3-year financial plan; requiring the department to act on school applications within 90 days; providing for 3-year contracts for approved schools; authorizing contract renewals; designating participating schools as

independent schools; requiring participating schools to provide each student with the equipment, materials, and services necessary to receive instruction; authorizing the current virtual school pilot programs to continue operation through the 2006-2007 school year; requiring pilot schools to meet all application requirements in order to operate beyond the 2006-2007 school year; providing eligibility requirements for students; requiring that enrolled students meet the requirements for compulsory attendance; requiring verification of student attendance; requiring enrolled students to participate in the state assessment program; requiring that funding for the program be established annually in the General Appropriations Act; providing a payment schedule to participating schools; requiring schools to participate in the statewide assessment program; requiring that schools be subject to the school grading system; requiring improvement plans for low-performing schools; requiring contract termination for continued low performance; providing causes for nonrenewal or termination of a school contract; requiring nonrenewed or terminated schools to be responsible for debt; authorizing students of a terminated school to attend other public schools; requiring the State Board of Education to adopt rules to administer the program; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 1284, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senators Fasano and Argenziano—

SB 1284—A bill to be entitled An act relating to nursing home consumer information; amending s. 400.191, F.S.; authorizing the Agency for Health Care Administration to provide electronic access to inspection reports from nursing homes in lieu of sending copies of the reports; requiring the agency to provide certain information to consumers; decreasing the number of months for which reported information must be provided to consumers; deleting references to the Online Survey Certification and Reporting system; requiring the agency to publish a Nursing Home Guide Watch List in the Nursing Home Guide; requiring that the watch list include certain days when a facility had a conditional license; requiring the agency to post a copy of the Nursing Home Guide on its website; requiring each nursing home facility to submit certain information to the agency electronically; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 1286 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Health Care, Children and Families and Senator Lynn—

CS for CS for SB 1286—A bill to be entitled An act relating to substance abuse and mental health services; amending s. 394.655, F.S.; revising the duties of the Florida Substance Abuse and Mental Health Corporation; requiring the corporation to ensure the provision of services that promote recovery and resiliency-based systems of care; requiring that certain members appointed to the corporation be primary consumers of mental health or substance abuse services or family members of primary consumers of such services; defining the term "primary consumer"; delaying the date when provisions establishing the corporation are scheduled to expire; amending s.

394.66, F.S.; revising and providing additional legislative intent with respect to the substance abuse and mental health services provided by the Department of Children and Family Services and its providers; requiring that continuity of care be ensured for persons having a mental illness who are released from a state correctional facility; repealing s. 3 of ch. 2003-279, Laws of Florida; deleting the expiration date of s. 20.19(2)(c) and (4)(b)6. and 8., F.S., relating to the Mental Health and Substance Abuse Program Offices and the appointment of the Assistant Secretary for Substance Abuse and Mental Health and other personnel; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 1304 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senator Bullard—

SB 1304—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; providing that certain proceeds from the sale of Live the Dream specialty plates shall be distributed to the Sickle Cell Disease Association of Florida, Inc.; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Transportation & Economic Development Appropriations Committee and State Infrastructure Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 1318 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Communications and Public Utilities and Senators Crist, Aronberg, Posey and Lynn—

CS for SB 1318—A bill to be entitled An act relating to telephone solicitation; amending s. 501.059, F.S.; defining the terms "cellular telephone," "electronic serial number," and "mobile identification number"; prohibiting a telephone solicitor from making an unsolicited telephonic sales call to any telephone number assigned to a cellular telephone service without the prior consent of the subscriber to the cellular telephone service; amending ss. 501.603 and 648.44, F.S., conforming cross-references; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Agriculture Committee and State Resources Council.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 1322 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Criminal Justice, Regulated Industries and Senators King, Klein and Wise—

CS for CS for SB 1322—A bill to be entitled An act relating to driver's licenses; amending s. 562.11, F.S.; providing an additional penalty for providing alcoholic beverages to a person under the age of 21; creating s. 322.057, F.S.; authorizing a court to withhold issuance of, or suspend or

revoke, the driver's license of certain persons who provide alcoholic beverages to persons under the age of 21; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 1350, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Transportation and Economic Development Appropriations and Senator Sebesta—

CS for SB 1350—A bill to be entitled An act relating to the Department of Transportation; amending s. 215.615, F.S.; revising matching requirements for revenue bonds issued for fixed-guideway transportation systems; amending s. 337.11, F.S.; amending notification requirements for construction contracts; amending s. 337.14, F.S.; providing exemptions from prequalification requirements for certain projects; amending s. 337.18, F.S.; revising requirements for surety bonds for certain construction projects; amending s. 338.161, F.S.; providing that toll agencies may enter into agreements to promote additional uses of the electronic toll collection system; amending s. 338.2275, F.S.; deleting obsolete provisions; revising the maximum amount of bonds that are available for turnpike projects; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 1450 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Transportation and Economic Development Appropriations, Transportation and Senator Margolis—

CS for CS for SB 1450—A bill to be entitled An act relating to license plates; amending ss. 320.08056 and 320.08058, F.S.; creating a Donate Organs-Pass It On license plate; providing for the distribution of annual use fees received from the sale of such plates; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 1506 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Banking and Insurance and Senator Alexander—

CS for SB 1506—A bill to be entitled An act relating to insurance; amending ss. 626.9913, 626.99175, 627.836, 651.026, and 651.0261, F.S., relating to viatical settlement providers, premium finance companies, and continuing care providers; authorizing the Financial Services Commission to require by rule that certain statements or filings be submitted by electronic means in a certain format; amending s. 628.281, F.S.; authorizing the Office of Insurance Regulation to require that certain records or copies be submitted by remote electronic access; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 1528, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Environmental Preservation and Environmental Preservation—

CS for SB 1528—A bill to be entitled An act relating to environmental protection; amending s. 403.413, F.S.; clarifying who is liable for dumping under the Florida Litter Law; amending s. 403.4131, F.S.; deleting the provisions relating to Keep Florida Beautiful, Inc.; providing that certain counties are encouraged to develop a regional approach to coordinating litter control and prevention programs; deleting certain requirements for a litter survey; deleting the provisions relating to the Wildflower Advisory Council; amending s. 403.41315, F.S.; conforming provisions to changes made to the Keep Florida Beautiful, Inc., program; amending s. 403.4133, F.S.; placing the Adopt-a-Shore Program within the Department of Environmental Protection; amending s. 320.08058, F.S.; requiring that the proceeds of the fees paid for Wildflower license plates be distributed to the Wildflower Foundation, Inc.; specifying uses of the proceeds; requiring that such proceeds be distributed to the Department of Agriculture and Consumer Services under certain circumstances; amending s. 403.703, F.S.; reordering definitions in alphabetical order; clarifying certain definitions and deleting definitions that are not used; amending s. 403.704, F.S.; deleting certain obsolete provisions relating to the state solid waste management program; amending s. 403.7043, F.S.; deleting certain obsolete and conflicting provisions relating to compost standards; amending s. 403.7045, F.S.; providing that industrial byproducts are not regulated under certain circumstances; conforming a cross-reference; clarifying certain provisions governing dredged material; amending s. 403.7061, F.S.; authorizing the Department of Environmental Protection to initiate rulemaking regarding waste-to-energy facilities; amending s. 403.707, F.S.; clarifying the Department of Environmental Preservation's permit authority; deleting certain obsolete provisions; extending the time period for a public hearing when a local government seeks to exempt certain material from the definition of construction and demolition debris; providing that upon the transfer of ownership or control of a solid waste facility that facility may not operate until the permit is transferred by the Department of Environmental Protection or consent is given to operate by the current permitholder; creating s. 403.7071, F.S.; providing for the management and disposal of storm-generated debris; amending s. 403.708, F.S.; deleting obsolete provisions and clarifying certain provisions governing landfills; amending s. 403.709, F.S.; revising the provisions relating to the distribution of the waste tire fees; amending s. 403.7095, F.S., relating to the solid waste management grant program; conforming a cross-reference; amending s. 403.7125, F.S.; deleting certain definitions that appear elsewhere in law and clarifying certain financial-disclosure provisions; amending s. 403.716, F.S.; deleting certain provisions relating to the training of certain facility operators; amending s. 403.717, F.S.; clarifying the provisions relating to waste tires and the processing of waste tires; transferring, renumbering, and amending s. 403.7221, F.S.; increasing the duration of certain research, development, and demonstration permits; amending s. 403.722, F.S.; clarifying provisions relating to who is required to obtain certain hazardous waste permits; amending s. 403.7226, F.S.; deleting a provision requiring a report that is duplicative of other reports; amending s. 403.724, F.S.; clarifying certain financial-assurance provisions; amending s. 403.7255, F.S.; providing additional requirements regarding the public notification of certain contaminated sites; amending s. 403.726, F.S.; authorizing the Department of Environmental Protection to issue an order to abate certain hazards; amending s. 403.7265, F.S.; deleting provisions relating to the development of a statewide local hazardous waste management plan; requiring a local

government to provide matching funds for certain grants; providing that matching funds are not required under certain conditions; repealing s. 403.7075, F.S., relating to the submission of certain plans for solid waste management facilities; repealing s. 403.756, F.S., relating to an annual used-oil report; repealing ss. 403.78, 403.781, 403.782, 403.783, 403.784, 403.7841, 403.7842, 403.785, 403.786, 403.787, 403.7871, 403.7872, 403.7873, 403.788, 403.7881, 403.789, 403.7891, 403.7892, 403.7893, and 403.7895, F.S., relating to the Statewide Multipurpose Hazardous Waste Facility Siting Act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 1540 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Regulated Industries and Senator Baker—

CS for SB 1540—A bill to be entitled An act relating to veterinary drug distribution; amending s. 499.006, F.S.; providing that a drug is adulterated if it is a certain prescription drug that has been returned by a veterinarian to a limited prescription drug veterinary wholesaler; amending s. 499.01, F.S.; requiring a limited prescription drug veterinary wholesaler to obtain a permit for operation from the Department of Health; providing that a permit for a limited prescription drug veterinary wholesaler may not be issued to the address of certain health care entities; amending s. 499.012, F.S.; revising permit requirements for a veterinary prescription drug wholesaler that distributes prescription drugs; establishing a permit for a limited prescription drug veterinary wholesaler; providing requirements; providing an exception; amending s. 499.0122, F.S.; redefining the term "veterinary legend drug retail establishment"; amending s. 499.041, F.S.; requiring the department to assess an annual fee within a certain monetary range for a limited prescription drug veterinary wholesaler permit; amending s. 499.065, F.S.; requiring the department to inspect each limited prescription drug veterinary wholesaler establishment; authorizing the department to determine that a limited prescription drug veterinary wholesaler establishment is an imminent danger to the public; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 1556 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Judiciary, Regulated Industries and Senator Geller—

CS for CS for SB 1556—A bill to be entitled An act relating to condominiums; amending s. 718.117, F.S.; substantially revising provisions relating to the termination of the condominium form of ownership of a property; providing legislative findings; providing grounds for termination; providing powers and duties of the board of administration of the association; waiving certain notice requirements following natural disasters; providing requirements for a plan of termination; providing for the allocation of proceeds from the sale of condominium property; providing powers and duties of a termination trustee; providing notice requirements; providing a procedure for contesting a plan of termination; providing rules for the distribution of property and sale proceeds; providing for the association's

status following termination; allowing the creation of another condominium by the trustee; specifying an exclusion; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 1590 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Government Efficiency Appropriations and Senators Rich and Lynn—

CS for SB 1590—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.12, F.S.; authorizing a dealer to elect to forego the collection allowance and direct that the collection allowance be transferred to the Educational Enhancement Trust Fund, to be distributed to school districts as specified; providing exceptions; providing for rulemaking by the Department of Revenue; providing an appropriation; providing for costs recovery; requiring that the Department of Revenue report collection information to the Department of Education; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 1716, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Ways and Means and Senator Atwater—

CS for SB 1716—A bill to be entitled An act relating to state planning and budgeting; amending s. 11.90, F.S.; revising the membership of the Legislative Budget Commission; providing for the appointment of presiding officers; revising requirements for meetings and a quorum; revising requirements for appointing the staff of the commission; requiring the commission to review budget amendments recommended by the Governor or Chief Justice; authorizing the commission to perform other duties prescribed by the Legislature; creating s. 11.91, F.S.; creating the Government Efficiency Task Force for the purpose of recommending improvements to governmental operations and cost reductions; providing for the Governor, the President of the Senate, and the Speaker of the House of Representatives to appoint its members; requiring that the task force meet at 4-year intervals beginning on a specified date; authorizing the task force to conduct meetings through teleconferences; providing for members to be reimbursed for per diem and travel expenses; requiring the task force to complete its work within 1 year and report to the Legislative Budget Commission, the Governor, and the Chief Justice of the Supreme Court; amending s. 29.0095, F.S.; requiring the legislative appropriations committees to prescribe the format of budget expenditure reports; amending s. 100.371, F.S.; specifying that the Financial Impact Estimating Conference is within the legislative branch of government and under the direction of the President of the Senate and the Speaker of the House of Representatives; revising provisions governing public meetings of the conference; amending s. 216.011, F.S.; redefining the term "consultation" and defining the term "long-range financial outlook" for purposes of state fiscal affairs; creating s. 216.012, F.S.; providing requirements for the long-range financial outlook prepared by the Legislative Budget Commission; requiring state agencies to provide certain information; prescribing authority of the commission with respect to such information; specifying timeframes for the commission in completing the long-range financial outlook; amending s.

216.023, F.S.; clarifying certain requirements for legislative budget instructions; amending s. 216.065, F.S.; requiring that fiscal impact statements be provided to the Legislative Budget Commission in addition to the legislative appropriations committees; requiring that such statements contain information concerning subsequent fiscal years; amending s. 216.162, F.S.; revising the date for the Governor's recommended budget to be furnished to the Legislature; authorizing the presiding officers of the Legislature to approve submission of the Governor's recommended budget at a later date than otherwise required; amending s. 216.178, F.S.; extending the deadline for production of the final budget; providing a contingent effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 1774 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Regulated Industries, Community Affairs and Senator Constantine—

CS for CS for SB 1774—A bill to be entitled An act relating to building codes; authorizing the Florida Building Commission to update and modify the standard for wind design; expressly superseding a provision; amending s. 399.15, F.S.; revising the dates by which the elevators in certain buildings must be keyed to allow regional emergency elevator access; amending s. 553.71, F.S.; deleting the definition of "exposure category C"; amending s. 553.73, F.S.; authorizing the Florida Building Commission to adopt certain limited amendments to the Florida Building Code pursuant to rule adoption procedures for certain purposes after triennial updates; authorizing authorities to enforce such amendments; specifying amendment criteria; amending s. 553.775, F.S.; prohibiting certain procedures from being invoked to interpret or review the Florida Accessibility Code for Building Construction and chapter 11 of the Florida Building Code; amending s. 553.791, F.S.; providing for the use of private providers of building code inspection services under certain circumstances; amending s. 633.0215, F.S.; authorizing the State Fire Marshal to adopt certain limited amendments of the Florida Fire Prevention Code pursuant to rule adoption procedures for certain purposes after triennial updates; authorizing authorities to enforce such amendments; specifying amendment criteria; deleting a provision authorizing approval of certain technical amendments to the Florida Fire Prevention Code, notwithstanding the 3-year update cycle; amending s. 633.021, F.S.; defining the term "fire hydrant" for the purpose of the Florida Fire Prevention Code; amending s. 633.082, F.S.; providing for the inspection of fire hydrants by the State Fire Marshal; requiring that each fire hydrant be opened fully at least once each year to clear foreign materials in the system; providing that a fire hydrant made nonfunctional by the closing of a water supply valve must immediately be tagged with a red tag that is boldly marked "nonfunctional"; repealing s. 633.5391, F.S., relating to backflow prevention assembly inspection; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 1948 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senators Smith and Dockery—

SB 1948—A bill to be entitled An act relating to disclosures in connection with the sale of coastal property; amending s. 161.57, F.S.; revising requirements for the disclosures that must be provided by a seller of coastal property to the purchaser; providing that failure to deliver a disclosure, affidavit, or survey does not create a right of rescission or impair title to the property; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 2000, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Ethics and Elections and Senator Posey—

CS for SB 2000—A bill to be entitled An act relating to ethics for public officers and employees; amending s. 104.31, F.S.; prohibiting employees of the state and its political subdivisions from participating in a political campaign; amending s. 112.313, F.S.; prohibiting certain disclosures or use by a former public officer, agency employee, or local government attorney; redefining the term "employee" to include certain other-personal-services employees for certain postemployment activities; clarifying that existing postemployment restrictions apply to certain agency employees; providing an exemption from provisions prohibiting conflicts in employment to a person who, after serving on an advisory board, files a statement with the Commission on Ethics relating to a bid or submission; providing definitions; amending s. 112.3144, F.S.; specifying how assets and liabilities valued in excess of \$1,000 are to be reported by a reporting individual; conforming a cross-reference; amending s. 112.3145, F.S.; requiring that a delinquency notice be sent to certain officeholders by certified mail, return receipt requested; amending s. 112.3147, F.S.; deleting certain provisions relating to reporting the value of assets; amending s. 112.3148, F.S.; providing requirements for persons who have left office or employment as to filing a report relating to gifts; revising certain filing deadlines; amending s. 112.3149, F.S.; requiring that a report of honoraria by a person who left office or employment be filed by a specified date; amending s. 112.317, F.S.; authorizing the commission to recommend a restitution penalty be paid to the agency or the General Revenue Fund; authorizing the Attorney General to recover costs for filing suit to collect penalties and fines; deleting provisions imposing a penalty for the disclosure of information concerning a complaint or an investigation; amending s. 112.3185, F.S.; providing additional standards for state agency employees relating to procurement of goods and services by a state agency; authorizing an employee whose position was eliminated to engage in certain contractual activities; amending s. 112.321, F.S.; prohibiting an individual who qualifies as a lobbyist from serving on the commission; prohibiting a member of the commission from lobbying any state or local governmental entity; providing exceptions for individuals who are members of the commission on July 1, 2006, until the expiration of their current terms; amending s. 11.045, F.S.; redefining the term "expenditure" for purposes of provisions governing lobbying before the Legislature; amending s. 112.3215, F.S.; redefining the term "expenditure" for purposes of provisions governing lobbying before the executive branch or the Constitution Revision Commission; applying requirements concerning lobbying to county officers; defining the term "county officer"; requiring the commission to adopt a rule detailing the grounds for waiving a fine and the procedures when a lobbyist fails to timely file his or her report; requiring automatic suspension of certain lobbyist registrations if the fine is not timely paid; requiring the commission to provide written notice to affected principals when a lobbyist's registration is automatically suspended and reinstated; amending s. 112.322, F.S.; authorizing travel and per diem expenses for certain witnesses; amending s. 914.21, F.S.; redefining the terms "official investigation" and "official proceeding," for purposes of provisions relating to tampering with witnesses,

to include an investigation by or proceeding before the Commission on Ethics; providing effective dates.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 2060 and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Community Affairs, Regulated Industries and Senator Clary—

CS for CS for SB 2060—A bill to be entitled An act relating to the practice of architecture and interior design; amending s. 481.203, F.S.; defining the term "responsible supervising control"; amending s. 481.205, F.S.; authorizing the Board of Architecture and Interior Design to adopt certain rules; amending s. 481.223, F.S.; authorizing certain architects to use the title "Architect, Retired"; authorizing certain interior designers to use the title "Interior Designer, Retired"; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 2434, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By Senator Haridopolos—

SB 2434—A bill to be entitled An act relating to travel to terrorist states; amending s. 1011.81, F.S.; prohibiting the use of funds from the Community College Program Fund, or funds made available to community colleges from outside the fund, to implement, organize, direct, coordinate, or administer activities related to or involving travel to a terrorist state; defining "terrorist state"; amending s. 1011.90, F.S.; prohibiting the use of state or nonstate funds made available to state universities to implement, organize, direct, coordinate, or administer activities related to or involving travel to a terrorist state; defining "terrorist state"; amending s. 112.061, F.S.; providing that travel expenses of public officers or employees for the purpose of implementing, organizing, directing, coordinating, or administering activities related to, or involving, travel to a terrorist state shall not be allowed under any circumstances; defining "terrorist state"; prohibiting a private college or university in this state from using state funds for activities relating to, or involving, a terrorist state; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 2518, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Ways and Means, Governmental Oversight and Productivity and Senator Argenziano—

CS for CS for SB 2518—A bill to be entitled An act relating to procurement of contractual services by a state agency; amending s. 287.057, F.S.; prohibiting a state agency from renewing or amending a contract for outsourcing under certain conditions; requiring certain qualifications for persons chosen to conduct negotiations during specified procurements; requiring the department to adopt rules governing those qualifications; requiring that a specified statement be included in procurements of commodities and services which prohibits contact between respondents and specified employees of the executive and legislative branches; creating s. 287.0571, F.S.; creating the Florida Efficient Government Act; providing legislative intent; providing that procurements of specified commodities and services are not subject to the act; creating s. 287.05721, F.S.; providing definitions; creating s. 287.0573, F.S.; creating the Council on Efficient Government; providing the purpose and membership of the council; providing duties and responsibilities of the council; requiring the council to review and issue advisory reports on certain state agency procurements; requiring the department to employ adequate number of staff; requiring the Secretary of Management Services to appoint an executive director; requiring state agencies to submit materials required by the council; creating s. 287.0574, F.S.; providing requirements for certain business cases to outsource by a state agency; requiring a state agency to develop a business case that describes and analyzes a contractual services procurement under consideration; providing that the business case is not subject to challenge or protest under the Administrative Procedure Act; providing required components of a business case; providing contract requirements for an outsourcing procurement; amending s. 287.058, F.S.; providing that a contract may not prohibit a contractor from lobbying the executive or legislative branches concerning specified contract issues, within specified time lines; creating s. 287.074, F.S.; requiring that only public officers or employees perform certain functions; prohibiting a contractor from participating in the procurement of contractual services by a state agency; repealing s. 14.203, F.S., relating to the State Council on Competitive Government; providing appropriations; providing that certain state agencies are subject to the act; amending s. 119.071, F.S.; deleting a cross-reference; defining the term "commercial activity" for purposes of a provision authorizing the release of social security numbers; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 2548, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committee on Ways and Means and Senator Carlton—

CS for SB 2548—A bill to be entitled An act relating to state financial matters; amending s. 11.243, F.S.; providing for the moneys collected from the sale of the Florida Statutes or other publications to be deposited in a specified trust fund; amending s. 11.513, F.S.; requiring the Chief Justice of the Supreme Court to develop program monitoring plans; requiring that additional data be included in the plans for monitoring major programs of state agencies and the judicial branch and in the reviews of those programs; providing for the Office of Program Policy Analysis and Government Accountability to review agency and judicial branch performance standards and report to the Governor, the Legislature, and the Legislative Budget Commission; amending s. 17.57, F.S.; expanding the investment authority of the state treasury; amending s. 11.151, F.S.; revising the annual appropriation to a certain legislative contingency fund; amending s. 20.435, F.S.; revising a provision relating to certain undisbursed balances of appropriations from the Biomedical Research Trust Fund; amending s. 29.008, F.S.; requiring that the Department of Financial Services review county expenditure reports in order to determine if county expenditures have increased by a specified percentage

for certain court-related functions; requiring that the department notify the Legislature and the respective county if a county fails to meet its funding obligations; providing for the Department of Revenue to withhold revenue-sharing receipts under certain circumstances upon the direction of the Legislature; providing that a county has met its funding obligations in certain circumstances; providing for retroactive application; amending s. 29.0085, F.S.; revising the due date of an annual statement of county revenues and expenditures; amending s. 215.18, F.S.; requiring that the Governor provide prior notice of transfers between certain funds; amending s. 215.3206, F.S.; replacing references to a 6-digit fund code in the Florida Accounting Information Resource Subsystem with a classification scheme consistent with the Department of Financial Services' financial systems; amending s. 215.3208, F.S.; revising references to conform; amending s. 215.35, F.S.; revising a provision relating to the numbering of warrants issued by the Chief Financial Officer; amending s. 215.422, F.S.; replacing a reference to certain vouchers with the terms "invoice" or "invoices"; clarifying that agencies and the judicial branch must record and approve certain invoices by a specified date; revising provisions relating to the Department of Financial Services' approval of payment of certain invoices; providing that a vendor who does not submit the appropriate federal taxpayer identification documentation to the department will be deemed an error on the part of the vendor; revising references to conform; amending s. 215.97, F.S.; removing a reference to the appropriations act in a provision relating to the purposes of the Florida Single Audit Act; amending s. 216.011, F.S.; revising the definition of "operating capital outlay" and "qualified expenditure category"; defining the terms "incurred obligation" and "salary rate reserve" for purposes of state fiscal affairs, appropriations, and budgets; amending s. 215.97, F.S.; prescribing forms of payment that may be included in certain contracts involving the State University System or the Florida Community College System; repealing s. 216.346, F.S., relating to contracts between state agencies; amending ss. 215.559, 331.368, 443.1316, 1002.32, F.S., to conform to the repeal of s. 216.346, F.S.; repealing s. 255.258, F.S., relating to shared savings financing of energy conservation in state-owned buildings; amending ss. 287.063, 287.064, F.S.; revising requirements for consolidated financing of deferred payment commodity contracts; amending s. 216.013, F.S.; revising requirements for information regarding performance measures to be included in the long-range program plans of state agencies and the judicial branch; revising a provision relating to making adjustments to long-range program plans; amending s. 216.023, F.S.; revising certain requirements for legislative budget requests; deleting a provision requiring agencies to maintain a certain performance accountability system and provide a list of performance measures; deleting a provision relating to adjustments to executive agency performance standards; deleting a provision relating to adjustments to judicial branch performance standards; amending s. 216.134, F.S.; providing for the responsibility of presiding over sessions of consensus estimating conferences; providing for the Governor, the coordinator of the Office of Economic and Demographic Research, the President of the Senate, and the Speaker of the House of Representatives to designate principals; amending s. 216.136, F.S.; deleting provisions providing for the appointment of principals of consensus estimating conferences; revising the duties of certain agencies relating to the Criminal Justice Estimating Conference, the Social Services Estimating Conference, and the Workforce Estimating Conference; amending s. 216.177, F.S.; clarifying the circumstances under which the Executive Office of the Governor and the Chief Justice of the Supreme Court are required to provide notice to the chair and vice chair of the Legislative Budget Commission; amending s. 216.181, F.S.; providing that amendments to certain approved operating budgets are subject to objection procedures; requiring that state agencies submit to the chair and vice chair of the Legislative Budget Commission a plan for allocating any lump-sum appropriation in a budget amendment; creating s. 216.1811, F.S.; providing requirements for the Governor and the Chief Financial Officer relating to certain approved operating budgets for the legislative branch and appropriations made to the legislative branch; amending s. 216.1815, F.S.; revising certain requirements for the performance standards included in an amended operating budget plan and request submitted to the Legislative Budget Commission; creating s. 216.1827, F.S.; requiring that each state agency and the judicial branch maintain a performance accountability

system; requiring agencies and the judicial branch to submit specified information to the Executive Office of the Governor and the Legislature or the Office of Program Policy Analysis and Government Accountability for review; providing guidelines for requests to delete or amend existing approved performance measures and standards; specifying authority of the Legislature relating to agency and judicial branch performance measures and standards; amending s. 216.251, F.S.; prohibiting an agency from providing salary increases or pay additives for certain positions without legislative authorization; amending s. 216.292, F.S.; providing that certain transfers between budget entities are subject to objection procedures; clarifying provisions authorizing certain transfers of appropriations from trust funds; providing that requirements of specified provisions relating to appropriations being nontransferable do not apply to legislative branch budgets; amending s. 216.301, F.S.; revising the requirements for undisbursed balances of appropriations; revising a procedure for identifying and paying incurred obligations; clarifying requirements governing unexpended balances of appropriations; removing a provision relating to notification to retain certain balances from legislative budget entities; amending s. 252.37, F.S.; providing that a transfer of moneys with a budget amendment following a state of emergency is subject to approval by the Legislative Budget Commission; amending s. 273.02, F.S.; revising a definition; requiring the Chief Financial Officer to establish certain requirements by rule relating to the recording and inventory of certain state-owned property; creating s. 273.025, F.S.; requiring the Chief Financial Officer to establish by rule certain requirements relating to the capitalization of certain property; amending s. 273.055, F.S.; revising responsibility for rules relating to maintaining records as to disposition of state-owned tangible personal property; revising a provision relating to use of moneys received from the disposition of state-owned tangible personal property; amending s. 274.02, F.S.; revising a definition; requiring the Chief Financial Officer to establish by rule requirements relating to the recording and inventory of certain property owned by local governments; amending s. 338.2216, F.S.; revising requirements relating to unexpended funds appropriated or provided for the Florida Turnpike Enterprise; amending s. 1011.57, F.S.; revising requirements relating to unexpended funds appropriated to the Florida School for the Deaf and the Blind; repealing s. 215.29, F.S., relating to the classification of Chief Financial Officer's warrants; providing effective dates.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Allan Bense, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for SB 2728, as amended, and requests the concurrence of the House.

Faye W. Blanton, Secretary

By the Committees on Transportation and Economic Development Appropriations, Commerce and Consumer Services and Senators Fasano and Lynn—

CS for CS for SB 2728—A bill to be entitled An act relating to economic development incentives; amending s. 220.191, F.S.; expanding the definition of qualified project for the Capital Investment Tax Credit; providing alternative credit eligibility criteria; amending s. 288.1088, F.S.; providing eligibility requirements for the receipt of funds from the Quick Action Closing Fund; authorizing the waiver of certain criteria for projects that would significantly benefit the economy; providing additional requirements for Enterprise Florida, Inc., in evaluating proposed projects; requiring that a contract for payment from the Quick Action Closing Fund provide that the payment of moneys is contingent upon a sufficient appropriation of funds by the Legislature and upon the release of appropriated funds by the Legislative Budget Commission; deleting provisions authorizing the Governor to reallocate unencumbered funds in the Quick Action Closing Fund to other economic development programs; creating s. 288.1089, F.S.; creating the

Innovation Incentive Program within the Office of Tourism, Trade, and Economic Development for certain purposes; providing definitions; providing an incentive-award limitation; providing for award application and eligibility; providing qualification requirements; providing proposal evaluation and recommendations requirements for Enterprise Florida, Inc.; providing for negotiation of award amounts by the office; providing for agreements for payments of certain moneys under certain circumstances; providing criteria for award approval or disapproval; providing for incentive payment agreements; requiring Enterprise Florida, Inc., to assist the office in validating certain business performances; requiring a report to the Governor and Legislature; authorizing the office to allocate certain funds for certain purposes; amending s. 403.973, F.S.; providing for review of possible sites for projects funded under s. 288.1089, F.S.; providing appropriations; effectuating a fund transfer; providing for future expiration of the act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

Votes After Roll Call

[Date(s) of Vote(s) and Sequence Number(s)]

Rep. Bendross-Mindingall:

Yeas—April 28: 1002

Rep. Brutus:

Yeas—April 25: 850; April 28: 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002

Rep. Bucher:

Yeas to Nays—April 25: 844

Nays to Yeas—April 28: 999

Rep. Galvano:

Yeas—April 28: 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992

Yeas to Nays—April 28: 982

Rep. Gottlieb:

Yeas—April 27: 942

Rep. Johnson:

Nays—April 27: 916

Rep. Joyner:

Yeas to Nays—April 28: 1002

Rep. Quinones:

Yeas—April 24: 832

Rep. Ross:

Yeas—April 24: 979, 981, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002

Nays—April 28: 982

Rep. Sobel:

Yeas—April 27: 915

Cosponsors

HB 29—Glorioso

HB 69—Allen, Arza, Bendross-Mindingall, Holloway

HB 75—Jordan

HB 105—Barreiro

HB 121—Hays

HB 129—Clarke

HB 135—Arza, Goldstein

HB 143—Barreiro

HB 145—Troutman

HB 161—Goldstein

HB 245—Barreiro

HB 261—Troutman

HB 283—Arza, Bendross-Mindingall

HB 357—Troutman

HB 391—Glorioso

HB 397—Cretul

HB 431—Hasner

HB 483—Bucher

HB 517—Arza, Brandenburg, Clarke

HB 527—Benson

HM 541—Arza

HB 641—Troutman

HB 765—Bendross-Mindingall

HB 771—Goldstein

HB 773—Troutman

HB 801—Jennings

HB 805—Clarke, Garcia

HB 821—Bendross-Mindingall

HB 955—Cretul

HB 977—Barreiro

HB 1007—Cretul

HB 1035—Barreiro

HB 1037—Williams

HB 1039—Arza

HB 1115—Arza

HB 1123—Clarke, Garcia, Mahon, Proctor, Williams

HB 1169—Benson

HB 1171—Goldstein

HB 1231—Bendross-Mindingall

HB 1321—Bendross-Mindingall

HB 1363—Ambler, Brummer, Hukill, Proctor, Stansel

HB 1415—Barreiro

HB 1503—Williams

HB 1527—Ambler

HB 1589—Seiler, Traviesa

HB 1593—Antone, Hasner

HB 5019—A. Gibson, Henriquez, Joyner, Needelman, Richardson, Smith

HJR 7037—Troutman, Williams

HB 7073—Benson, Brutus, Homan

HB 7079—Hasner

HB 7121—Hasner

HB 7125—Homan

HB 7141—Homan

HB 7159—Troutman

HJR 7165—Troutman

HB 7173—A. Gibson, Goldstein

HB 7209—Troutman

HB 7215—Coley, Stansel

HB 7217—Goldstein, Meadows

HB 7225—Arza, Clarke, Farkas

HB 7227—Arza, Clarke

HB 7263—Arza

Introduction and Reference

By Representative Sobel—

HR 9125—A resolution honoring Lieutenant Governor Toni Jennings.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Legg—

HR 9127—A resolution honoring the life and death of Sergeant Michael D. Rowe.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Zapata—

HR 9129—A resolution celebrating Cinco de Mayo on May 5, 2006.

First reading by publication (Art. III, s. 7, Florida Constitution).

Excused

Rep. Henriquez; Rep. Kendrick until 12:12 p.m.

The following Conference Committee Managers were excused from time to time:

HB 5001 and related legislation (HB 5003, HB 5005, HB 5007, HB 5009, HB 5011, HB 5013, HB 5017, HB 5019, HB 5021, HB 5023, CS for SB 390, CS for SB 394, CS for SB 398, CS for SB 818, CS for SB 840, CS for SB 844, CS for SB 846, CS for SB 848): At Large—Rep. Negron (Chair), Rep. Mahon (Vice Chair), and Reps. Gardiner, Waters, Goodlette, Rubio, Bowen, Brummer, Simmons, Greenstein, Jennings, Seiler, Ryan, Sansom, and Zapata; Agriculture & Environment—Rep. Mayfield (Chair), and Reps. Brown, Littlefield, Hays, Poppell, Machek, Stansel, Kendrick (Alternate), Williams, Evers, and Allen; Education—Rep. Pickens (Chair), and Reps. Rivera, Attkisson, Baxley, Flores, Altman, Arza, Stargel, Vana, Bendross-Mindingall, Richardson, Justice (Alternate), Patterson, Coley, and Mealor; Health Care—Rep. Bean (Chair), and Reps. Benson, Cannon, Farkas, Galvano, Garcia, Murzin, Gannon, Sobel, Grimsley (Alternate), Roberson (Alternate), Grant, and Hukill; Criminal Justice—Rep. Barreiro (Chair), and Reps. Adams, Ambler, Needelman, Joyner, and Porth; Judiciary—Rep. Kottkamp (Chair), and Reps. Ross (Alternate), Planas, Gelber, and Quinones; State Administration—Rep. Berfield (Chair), and Reps. Carroll, Kreegel, Reagan, Lopez-Cantera (Alternate), A. Gibson (Alternate), Taylor, and Holloway; Transportation & Economic Development—Rep. D. Davis (Chair), and Reps. M. Davis, Kravitz, Llorente, Traviesa, Ausley, Cusack, McInvale (Alternate), and Bogdanoff.

Adjourned

Pursuant to the motion previously agreed to, the House adjourned at 5:19 p.m., to reconvene at 10:00 a.m., Tuesday, May 2, or upon call of the Chair.

Pages and Messengers for the week of May 1-5, 2006

Pages—Graydon W. Ball, Tallahassee; Hilty Bowen, Winter Park; Haley Bowen, Winter Park; William Bridges, Orlando; Luke Brigham, Orlando; Carson Brock, Dade City; Daniel R. Cepero, Miami; Mark Cleaver, Grand Island; Brandon Combs, Ocoee; Julian Havlicak, Tallahassee; Josh Kaplan, Tallahassee; Kaitlyn Lauren McCoy, Winter Park; Brandon S. Murphy, Palm Harbor; Becca Negron, Stuart; Emily Schweitzer, Boynton Beach; Spencer Shweky, Cooper City; Ben Silbernagel, Ocoee; Meritt Simmons, Maitland; Christopher Stonecipher, Tallahassee; Calli Syfrett, Tallahassee; Julia Paige Warren, Orlando; Callie Webster, Panama City.

Messengers—Brian Jude Baham, Jacksonville; Evan Bellamy, Miami; Jordana Bilardello, Hollywood; Michael Gershani, Weston; Alex Goldstein, Weston; Tiffany Maddox, Bushnell; Tricia Paige Rousseau, Crestview; Katie Scott, Panama City; Paul Sellers, Tallahassee; Jennifer Shaffer, Crestview; Matthew Silbernagel, Ocoee; Victoria Summerlin, Webster; Chelsea Williams, Live Oak; Adrian Young, Tallahassee; Herbert Zischkau IV, Deltona.